

FRANCHISE

DECLARATORY RESOLUTION

NO. 732 - 1941

RESOLUTION OF THE BOARD OF PUBLIC
WORKS OF THE CITY OF FORT WAYNE,
INDIANA, FIXING THE FORM OF CONTRACT
WITH INDIANA SERVICE CORPORATION
GIVING SAID CORPORATION THE RIGHT
TO LOCATE, CONDUCT, OPERATE AND
MAINTAIN TRACKLESS TROLLEY COACHES
AND MOTOR BUSES OVER AND ALONG
CERTAIN STREETS AND OTHER PUBLIC
PLACES IN THE CITY OF FORT WAYNE.

ADOPTED: Wed., June 25, 1941

NOTICE TO TAXPAYERS:

June 28th & July 5, 1941

HEARING: July 17, 1941

T.U.A. until July 22, 1941.

RESOLUTION MODIFYING & SUPPLEMENT-
ING DEC. RES. 732-1941.

ADOPTED: July 22, 1941

ADVERTISED: July 24th & 31st.

CONFIRMATION: Aug. 11, 1941,
and ordered sent to Council at
their next regular meeting
August 12, 1941.

General Ordinance No. 2046.



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RESOLUTION TAKING UNDER ADVISEMENT FINAL CONFIRMATION OF
DECLARATORY RESOLUTION NO. 732-1941

CITY OF FORT WAYNE, INDIANA.

WHEREAS, the Board of Public Works of the City of Fort Wayne, Allen County, Indiana, at a meeting of said Board of Public Works, did determine the exact form in which a contract to and with Indiana Service Corporation giving said Corporation the right to locate, conduct, operate and maintain trackless trolley coaches and motor buses over and along certain streets and other public places in the City of Fort Wayne, was to be finally adopted, and fixed the 17th day of July, 1941, at the hour of 7:30 o'clock P.M., at the regular meeting place of said Board of Public Works in the City Hall in said City, as the time and place at which said contract was to be finally considered by said Board of Public Works; and

WHEREAS, proof of publication of the full and complete text of said proposed contract on the 28th day of June, 1941 and the 5th day of July, 1941 in the Fort Wayne News-Sentinel and the Fort Wayne Journal-Gazette, respectively, being two daily newspapers of general circulation printed in the English language in said Allen County, Indiana, and proof of the posting of notice of the full and complete text of said proposed contract in ten public places within the said City of Fort Wayne, on the 28th day of June, 1941, have been duly made, and all of the terms and provisions of the statutes of the State of Indiana have been fully complied with; and

WHEREAS, at this meeting of the Board of Public Works of the City of Fort Wayne, held on the 17th day of July, 1941, commencing at the hour of 7:30 o'clock P.M., a public hearing was had on said contract, and certain taxpayers appeared and protested and remonstrated against said contract and certain of the

provisions thereof, and certain other taxpayers appeared and favored and approved of said contract in all of its provisions; and

WHEREAS, the said Board of Public Works has now duly heard and considered all the statements and arguments made and offered by the taxpayers for and against said contract and the terms and provisions thereof, and the public hearing thereon is now concluded:

NOW, THEREFORE, on motion duly made and seconded, the Board of Public Works of the said City of Fort Wayne now takes the same under advisement for final consideration and determination on the 22nd day of July, A.D. 1941, at 10 o'clock A.M.

ADOPTED this 17th day of July, 1941.

Robert H. Beam
David Lewis
H. Johnson
Board of Public Works of the
City of Fort Wayne

ATTEST:

Char. F. Hess
Clerk.

July 3, 1941

We, the undersigned, property owners of Rudisill Blvd.
do respectively petition that the trolley bus be kept off
of Rudisill Blvd. from South Anthony Blvd. west to Smith Street.

NAME:

ADDRESS:

<i>Ed. Hartford</i>	<i>1105 E. Rudisill Blvd.</i>
<i>Ed. Lottman</i>	<i>1115 " " "</i>
<i>Ed. J. White</i>	<i>1117 " " "</i>
<i>Ed. M. Meath</i>	<i>1210 " " "</i>
<i>Ed. Carrock</i>	<i>1209 " " "</i>
<i>Julius Leiny</i>	<i>1308 " " "</i>
<i>Louis Schulteis</i>	<i>1201 E Rudisill</i>
<i>Bill Bonisib</i>	<i>1202 E. Rudisill</i>
<i>Earl E. Motter</i>	<i>1205 E. Rudisill</i>
<i>Wayne Miller</i>	<i>1323 E Rudisill.</i>
<i>Ed. Hubing</i>	<i>1432 E Rudisill</i>
<i>H. V. Lewis</i>	<i>1428 E Rudisill</i>
<i>Adam J. Schmitt</i>	<i>1424 E Rudisill</i>
<i>P. J. Andersen</i>	<i>1441 E. Rudisill Blvd</i>
<i>L. D. Sycraft</i>	<i>1512 E. Rudisill Blvd.</i>
<i>Ed. M. Sycraft</i>	<i>1508 E. Rudisill</i>
<i>W. Arthur</i>	<i>1515 E. Rudisill Blvd</i>

C.C.* ~~Board~~ Board of works
Traction Co.

At least 10 more signatures can be
obtained if we are given an extension of time.

Submitted by J. H. Latham,
1115 E. Rudisill Blvd

DECLARATORY RESOLUTION NUMBER 732 - 1941

RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, FIXING THE FORM OF CONTRACT WITH INDIANA SERVICE CORPORATION GIVING SAID CORPORATION THE RIGHT TO LOCATE, CONDUCT, OPERATE AND MAINTAIN TRACKLESS TROLLEY COACHES AND MOTOR BUSES OVER AND ALONG CERTAIN STREETS AND OTHER PUBLIC PLACES IN THE CITY OF FORT WAYNE, INDIANA.

WHEREAS, the Indiana Service Corporation, and the Board of Public Works of the City of Fort Wayne, Allen County, Indiana, desire to enter into a contract giving to said Corporation, its successors and assigns, the right to locate, conduct, operate and maintain trackless trolley coaches and motor buses over and along certain streets and other public places in said City, and said Board of Public Works has determined the exact form in which said contract is to be finally adopted, which form is in words and figures as follows, to-wit:

THIS AGREEMENT made and entered into this _____ day of _____, 1941, by and between the City of Fort Wayne (hereinafter called the "City"), a municipal corporation in the county of Allen, and state of Indiana, acting by and through its duly authorized Board of Public Works, party of the first part, and Indiana Service Corporation (hereinafter called the "Corporation"), an Indiana corporation, party of the second part, WITNESSETH:

WHEREAS, the Corporation operates the local passenger transportation system in the city of Fort Wayne by means of street cars, trackless trolley coaches equipped with rubber tires and operated without rails by means of electricity from overhead trolley wires (hereinafter referred to as "trolley coaches") and motor buses; and

WHEREAS, the City, by agreement, dated October 30, 1939, between it and the Corporation, duly approved and confirmed by the Common Council of the City on November 7, 1939, granted to the Corporation the right, authority, privilege and permit to locate, conduct, operate and maintain trolley coaches on certain streets and public places as therein specified and motor buses on certain streets and places as therein specified, and consented to the abandonment of passenger transportation service by street cars on certain streets and public places as therein specified; and

WHEREAS, the Corporation, subsequent to the approval and confirmation of said agreement dated October 30, 1939 by the Common Council of the City, modified and increased the Corporation's motor bus service theretofore rendered by reason of a change of motor bus routes and a substitution of motor buses for street cars on certain portions of its said local transportation system

which had the lighter passenger traffic; and

WHEREAS, the Corporation on July 7, 1940 began, and has continued, the operation of trolley coaches, to replace street cars, on certain portions of its said local transportation system which had the heavier passenger traffic, and such operation has been satisfactory and has received favorable public acceptance; and

WHEREAS, the Corporation, upon obtaining approval of the necessary regulatory authorities, proposes to replace its remaining street cars with trolley coaches and to make certain extensions to its motor bus operation, so as to provide the public with a unified, modern, rapid and convenient passenger transportation service throughout the city of Fort Wayne; and

WHEREAS, the Corporation has requested the City to grant to the Corporation the right, authority, privilege and permit to locate, conduct, operate and maintain trolley coaches on the streets and public places as hereinafter in Section 1 specified and motor buses on the streets and public places as hereinafter in Section 4 specified, all upon the terms, provisions and conditions hereinafter contained (being similar to those contained in the said agreement between the City and the Corporation dated October 30, 1939):

NOW, THEREFORE, for and in consideration of the premises and the mutual covenants and agreements hereinafter set forth, the parties hereto hereby covenant and agree as follows:

Section 1. The City, pursuant to the request of the Corporation, hereby gives and grants unto the Corporation, its successors and assigns, for the purpose of common carrier transportation of passengers for hire, the right, authority, privilege

and permit to locate, conduct, operate and maintain trolley coaches in, over, upon and along the streets and public places in the City of Fort Wayne, Indiana, as follows, to-wit:

<u>On the Following Names Streets</u>	<u>Between the Following Named Streets</u>		
Williams Street	Calhoun Street	and	Lafayette Street
Lafayette Street	Williams Street	and	Buchanan Street
Buchanan Street	Lafayette Street	and	John Street
Washington Boulevard	Wabash Avenue	and	Glasgow Avenue
Glasgow Avenue	Washington Boulevard		
Washington Boulevard	Calhoun Street	and	Maumee Avenue
Pontiac Street	Calhoun Street	and	Harmer Street
Warsaw Street	Pontiac Street	and	Bueter Road
Oxford Street	Warsaw Street	and	Oxford Street
Anthony Boulevard	Oxford Street	and	Anthony Boulevard
Rudisill Boulevard	Anthony Boulevard	and	Rudisill Boulevard
Smith Street	Rudisill Boulevard	and	Smith Street
South Wayne Avenue	Creighton Avenue	and	Oxford Street
Broadway	Creighton Avenue	and	Sherwood Terrace
			Entrance to Foster
			Park (Approx. opposite
			Foster Parkway)
Main Street	Broadway	and	Lindenwood Cemetery
			Entrance
Superior Street	Calhoun Street	and	Wells Street
Wells Street	Superior Street	and	Huffman Street
Huffman Street	Wells Street	and	Franklin Avenue
Franklin Avenue	Huffman Street	and	Third Street
Third Street	Franklin Avenue	and	Runnion Avenue
Spring Street	Franklin Avenue	and	Runnion Avenue
Runnion Avenue	Spring Street	and	Third Street
Baker Street	Calhoun Street	and	Loop west of
			Clinton Street
Randolph Street	Spy Run Avenue	and	Corporation's Spy
			Run Plant

and on each and all the streets, alleys and public places intersecting and crossing the above named streets and public places on which the trolley coaches of the Corporation are to be operated, with all necessary turnouts, loops and turnarounds, and in, over, upon and along such other streets and public places in the City of Fort Wayne and portions thereof, as the said Board of Public Works may from time to time in writing permit, subject to the approval of the Common Council of the City.

The City further gives and grants unto the Corporation, its successors and assigns, the right, authority, privilege and permit to locate, construct, erect, operate, maintain, repair and renew poles, supports, span wires, transmission and feeder wires, trolley wires, conduits, conductors, cables, transformers, guy wires, guy stubs and anchors, braces and other apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of the trolley coaches in, over, upon and along the streets and public places in this Section 1 named; provided, however, that the Corporation shall give to the said Board of Public Works advance written notice of all new construction work (excluding maintenance and repairs) undertaken by or on behalf of the Corporation under and pursuant to the authority in this paragraph granted to the Corporation.

The rights, authority, privileges, franchises and permits granted by this Section 1 are supplemental to, and shall in no way abrogate, impair or diminish, each and all of the rights which the Corporation now has, or may at any time or times have in the future, under or in any way connected with each and all of the indeterminate permits under or by virtue of the Public Service Commission Act for the State of Indiana, now owned or held or hereafter acquired by the Corporation.

Section 2. The Corporation, for the use of the streets and public places as in Section 1 hereof specified in the operation of its trolley coaches, agrees to pay, semi-annually on or before thirty (30) days after the first days of January and July in each year this agreement remains in effect with respect to trolley coaches, an amount equal to, and based on the rate of Four hundred seventeen dollars and sixty-six cents (\$417.66) per

annum for each mile of said streets and public places as in Section 1 hereof specified on which the Corporation shall operate trolley coaches without any regular and consistent common carrier operation of local street or interurban railway cars on rails, which sum shall be determined and be paid upon the following terms and conditions:

On or before thirty (30) days after the first days of January and July, respectively, in each year this agreement remains in effect with respect to trolley coaches, the Corporation shall make and file with the Board of Public Works of the City and the Controller of the City, respectively, a verified report showing (1) the number of miles of said streets and public places on which the Corporation shall have operated, in and for each and every day of the six (6) calendar months immediately preceding January and July respectively in each year, its trolley coaches (excluding, however, all such streets and public places where local street or interurban railway cars on rails are being regularly and consistently operated in addition to trolley coaches); (2) the aggregate number of miles of said streets and public places on which the Corporation shall have operated its trolley coaches during such six (6) months' period, to be determined by adding together the number of miles of said streets and public places shown by said report for each and every day of such period; (3) the average number of miles of said streets and public places on which the Corporation shall have operated its trolley coaches during such six (6) months' period, to be determined by dividing said aggregate number of miles for such period by the total number of days in such period, irrespective of whether trolley coaches are operated in each and every day of such period; and (4) the amount due for such six (6) months' period, to be determined by multiplying the said average number of miles for such period by Two hundred eight dollars and

eighty-three cents (\$208.83).

The Corporation, concurrently with the making and filing of said report, shall pay (unless entitled to a credit as hereinafter in this paragraph provided) to the Controller of the City the amount shown by said report to be due to the City for such six (6) months' period. All amounts of money paid by the Corporation to the City under and pursuant to Section 2 of this agreement or Section 2 of said agreement, dated October 30, 1939, at any time and from time to time after the date hereof, shall be received, placed and held by the City in a special, separate and specific fund called "Trolley Coach Street Maintenance Fund" and shall be used and applied at any time and from time to time by the City for the purpose (and for no other purpose) of the maintenance and repair of the streets and other public places in the City of Fort Wayne upon which the Corporation is then operating trolley coaches under and pursuant to this agreement or said agreement, dated October 30, 1939, upon the following conditions, namely, to-wit:

(a) Whenever in the opinion of the city engineer of the City and concurred in by the Corporation's transportation engineer (or concurred in by an independent engineer selected by the Corporation and approved by the City in the event the Corporation's engineer fails or refuses to concur within fifteen days after the City's request so to do) it is necessary or expedient to maintain and/or repair the streets and other public places, or any part or parts thereof, upon which the Corporation is then operating its trolley coaches under and pursuant to this agreement or said agreement, dated October 30, 1939, the City shall proceed to carry out and make such repairs in accordance with the directions and instructions of

its engineer, concurred in and approved by the Corporation's engineer (or by an independent engineer selected as aforesaid if the Corporation's engineer fails or refuses to concur), and upon the completion of such maintenance and repair, the total cost thereof shall be paid by the City out of the aforesaid Trolley Coach Street Maintenance Fund.

(b) All moneys remaining in the Trolley Coach Street Maintenance Fund on the termination of the period commencing on the date hereof and ending on October 30, 1949, and on the termination of each and every ten (10) year period thereafter shall be credited and applied on the franchise fees first payable by the Corporation, under and in accordance with this Section 2, in the ten year period next succeeding, and shall remain in the Trolley Coach Street Maintenance Fund to be used and applied for the maintenance and repair in such succeeding ten year period upon the conditions as in Subdivision (a) of this paragraph of Section 2 provided, of the streets and other public places in the said City of Fort Wayne, upon which the Corporation is then operating trolley coaches as aforesaid, and the Corporation shall not be required to pay any further money to the City as and for its franchise fees in such succeeding ten year period as heretofore in this Section 2 provided until such credit has been entirely exhausted.

(c) If and when this agreement shall terminate with respect to trolley coaches, the City shall return and pay to the Corporation all moneys then in the Trolley Coach Street Maintenance Fund, after deducting therefrom all moneys due from the Corporation to the City under this agreement or said agreement, dated October 30, 1939.

On the termination of the period commencing on the date hereof and ending on October 30, 1949, and on the termination of each and every ten (10) year period thereafter, either party hereto may, upon and by giving at least ninety (90) days' advance written notice prior to the termination of such period, request a revision of the franchise fee for trolley coaches, and thereupon the parties hereto shall meet and agree upon a new franchise fee, if possible, which new fee shall become and remain in full force and effect, shall be paid by the Corporation, and shall be held and applied by the City as provided in the paragraph immediately preceding (including Subdivisions (a), (b) and (c) thereof) until any other or further franchise fee revision in accordance with the provisions of this paragraph, which other or further franchise fee as so revised shall be paid by the Corporation and shall be held and applied by the City as provided in the paragraph immediately preceding (including Subdivisions (a), (b) and (c) thereof). In the event the parties are unable to agree upon a franchise fee revision within the last ninety (90) days of such period, then such franchise fee revision shall be submitted to a board of arbitration, which shall be composed of three (3) members to be selected within thirty (30) days after the said ninety (90) days, one of whom shall be selected by the City, one of whom shall be selected by the Corporation, and the third of whom shall be selected by the other two members. Such board of arbitration shall meet and continue sessions without unnecessary delay until a decision is reached, and, after hearing both the City and the Corporation, shall determine the franchise fee for trolley coaches to become effective and remain in force and effect for the ten (10) year period immediately following the period in which the aforesaid notice was given and for each ten (10) year period thereafter, until further revised in accordance with the provisions of this paragraph, and all such

franchise fees so determined by such board of arbitration shall be paid by the Corporation and shall be held and applied by the City as provided in the paragraph immediately preceding (including Subdivisions (a), (b) and (c) thereof). The determination and decision of a majority of the said board of arbitration shall be final, conclusive and binding upon each of the parties hereto.

In case the Corporation shall default in making the aforesaid payment of franchise fees, and such default shall continue for sixty (60) days, the City shall have the right, at its election, to terminate this agreement with respect to trolley coaches, by resolution duly adopted by the Common Council of the City and approved by its Mayor, and by serving a copy thereof upon the President of the Corporation.

Section 3. The Corporation, in addition to the amounts provided to be paid by it under Section 2 hereof, shall pay to the City Six Thousand three hundred dollars (\$6,300) upon its request and Four thousand forty dollars (\$4,040) upon the date of the commencement of trolley coach service upon the streets and other public places mentioned in Section 1 hereof and a like amount of Four thousand forty dollars (\$4,040), one, two, three and four years respectively, thereafter. All of such money so paid by the Corporation to the City shall be received, placed and held by the City in a special, separate and specific fund called "Trolley Coach Street Renewal Fund" and shall be used and applied at any time and from time to time by the City for the purpose (and for no other purpose) of reconstructing and renewing the streets and other public places in the City of Fort Wayne upon which the Corporation is then operating trolley coaches under and pursuant to this agreement or said agreement, dated October 30, 1939.

Section 4. The City, pursuant to the request of the Corporation, hereby gives and grants unto the Corporation, its successors and assigns, for the purpose of common carrier transportation of passengers for hire, the right, authority, privilege and permit to locate, conduct, operate and maintain motor buses and other self-propelled or motor driven vehicles (hereinafter referred to collectively as "motor buses") in, over, upon and along the streets and public places in the said city of Fort Wayne, as follows, to-wit:

<u>On the Following Named Streets</u>	<u>Between the Following Named Streets</u>
Taylor Street	Townsend Street and Ardmore Avenue
Stophlet Street	Nelson Street and Riedmiller Avenue
Riedmiller Avenue	Taylor Street and Stophlet Street

and on each and all of the streets, alleys and public places intersecting and crossing the above named streets and public places on which the motor buses of the Corporation are to be operated, with all necessary turnouts, loops and turnarounds and such temporary variations from the above named streets, or any of them, as may from time to time be required to meet emergencies or unusual conditions, and in, over, upon and along such other streets and public places in the said City of Fort Wayne and portions thereof, as the said Board of Public Works may from time to time in writing permit, subject to the approval of the Common Council of the City.

The rights, authority, privileges, franchises and permits granted by this Section 4 are supplemental to, and shall in no way abrogate, impair or diminish, each and all of the rights, which the Corporation now has, or may at any time or times have in the future, under or in any way connected with each and all of the certificates of public convenience and necessity for

the operation of motor buses under or by virtue of the Motor Vehicle Act of the State of Indiana, now owned or held or hereafter acquired by the Corporation, and the City hereby consents to and approves the establishment and operation, under a certificate or certificates of public convenience and necessity issued by the Public Service Commission for the State of Indiana, of motor buses by the Corporation upon the streets and public places as in this Section 4 named.

Section 5. The City, pursuant to the request of the Corporation, hereby consents to the abandonment by the Corporation of its street railway service rendered by electric street cars operated upon rails or tracks in, over, upon and along the streets and public places in the said city of Fort Wayne, as follows, to-wit:

<u>On the Following Named Streets</u>	<u>Between the Following Named Streets</u>	
Pontiac Street	Calhoun Street	and Private Right of Way east of Wayne Trace
Fenker Street	Private Right of Way	and Raymond Avenue
Raymond Avenue	Fenker Street	and Private Right of Way (opposite Shady Brook Drive)
Redwood Avenue	Raymond Avenue	and Felician Street
Felician Street	Redwood Avenue	and Private Right of Way
Warsaw Street	Pontiac Street	and Oxford Street
Oxford Street	Warsaw Street	and Anthony Boulevard
South Wayne Avenue	Creighton Avenue	and Point south of Maxine Drive
Broadway	Main Street	and Rudisill Boulevard
Main Street	Clinton Street	and Leesburg Road
Superior Street	Spy Run Avenue	and Wells Street
Wells Street	Superior Street	and Huffman Street
Huffman Street	Wells Street	and Franklin Avenue
Franklin Avenue	Huffman Street	and Third Street
Third Street	Franklin Avenue	and Runnion Avenue
Spy Run Avenue	Superior Street	and State Boulevard
Randolph Street	Spy Run Avenue	and Corporation's Spy Run Plant
Creighton Avenue	Broadway	and Calhoun Street
Calhoun Street	Superior Street	and Pontiac Street
Clinton Street	Main Street	and Columbia Street
Harrison Street	Main Street	and Columbia Street
Columbia Street	Clinton Street	and Harrison Street

upon commencement of service rendered by trolley coaches over the routes to be substituted therefor in, upon and along certain of the streets and public places as named in Section 1 hereof. It is understood and agreed that the Corporation shall at no time or times in the future reestablish street railway service by means of electric street cars operated on rails or tracks in or upon any or all of the streets as in this paragraph named without the consent of the City first had and obtained.

Section 6. In the installation, maintenance, renewal and repair of the poles, supports, span wires, transmission and feeder wires, trolley wires, conduits, conductors, cables, transformers, guy wires, guy stubs and anchors, braces and other apparatus, fixtures, appliances and equipment mentioned in Section 1 hereof, the Corporation may place, operate and maintain the same in such manner as to allow the trolley coaches to accommodate themselves to traffic conditions and to be operated freely over either side of the street, and shall obstruct the streets and public places to such extent only as shall be reasonably necessary; provided, however, that the Corporation shall give to the said Board of Public Works advance written notice of all new construction work (excluding maintenance and repairs) undertaken by or on behalf of the Corporation. The Corporation may make all necessary excavations and openings in the streets and other public places of the City for the purpose aforesaid, and when making such excavations and openings, shall, by signal, guards, barricades or otherwise protect the public from injury to persons and property, and shall save and hold the City harmless from all damages, costs and expenses which the City may be compelled to pay proximately caused by the carelessness or negligence of the Corporation in the construction,

maintenance and operation of its trolley coach system and motor bus system hereby authorized. The Corporation shall restore all streets and public places opened by it for the purpose aforesaid to as nearly as practicable the same order and condition as the same were before such opening.

Section 7. Each turnout, loop and turnaround located on private property and used by the Corporation in the operation of its trolley coaches or motor buses shall be placed and maintained by the Corporation, at its own cost and expense, in good condition and so as to present a neat and attractive appearance in keeping with the community in which each such turnout, loop or turnaround shall be located.

Section 8. The Corporation shall keep the trolley coaches and motor buses clean, properly ventilated and heated, provided with comfortable seats, efficiently lighted at night with electricity or other approved means, in good repair, and painted and decorated so as to present an attractive appearance both on the outside and inside. Each trolley coach and motor bus shall have thereon the name of the line or route or the point of destination, in letters of such size as may be readily seen at a reasonable distance by persons of ordinary eyesight in the daytime, and at night shall have displayed on the front end thereof the name of the line or route or point of destination, so illuminated as to be readily seen at a reasonable distance by persons of ordinary eyesight. The Corporation in the operation of its trolley coach system and motor bus system shall furnish reasonably adequate service and facilities.

Section 9. All of the rights, authority, privileges, franchises and permits herein and hereby granted to the Corporation, its successors and assigns, shall in no manner or degree abrogate, impair or diminish any or all of the rights, privileges,

franchises and permits which the Corporation now has, or the Corporation, its successors and assigns, may have at any time or times in the future, under or pursuant to the Public Service Commission Act, the Motor Vehicle Act of the State of Indiana, or any other Act or Acts of the State of Indiana with respect to or in any way connected with the operation by the Corporation of a trolley coach system and/or motor bus system, and all the rights, authority, privileges, franchises and permits given, granted and provided for by this agreement shall supplement, and be in addition to, all other rights, authority, privileges, franchises and permits of the Corporation, its successors and assigns, with respect to its operation of a trolley coach system and/or motor bus system. This franchise agreement shall be indeterminate as to the period of its duration, except as to the right of termination by the City as provided by Section 2 hereof; provided, however, that if for any reason or cause whatsoever it shall cease to be indeterminate in duration or shall be annulled or become inoperative as an indeterminate franchise agreement, this agreement shall extend for and during the term of forty (40) years from and after October 30, 1939.

Section 10. The Corporation, at its own cost and expense and within four (4) years from the date hereof, shall remove such of the tracks and rails of the Corporation, together with their appurtenances, in the streets and public places named in Section 5 hereof as are no longer used for street or interurban railway operations, and shall restore the spaces thus left in each such street or public place so as to conform in condition and type of improvement to the portion of such street or public place on either side thereof; provided, however, that on all paved streets which at any time or times in the future shall be restored under and in

accordance with this Section 10 or Section 11 of said agreement, dated October 30, 1939, and which do not have a brick type of pavement, the Corporation will make such restorations with a concrete type of pavement, and that on all paved streets which at any time or times in the future shall be restored under and in accordance with this Section 10 or Section 11 of said agreement, dated October 30, 1939, and which have a brick type of pavement, the Corporation will make such restorations with a brick type of pavement. All work in connection with such track removal and restoration of streets shall be carried on in such manner and under such conditions as shall be satisfactory to both of the parties hereto. During each year of said four (4) year period the Corporation shall remove and restore at least one-fourth ($1/4$) of the total mileage of rails to be removed and of the streets to be restored as aforesaid. In the event that in any year of the said four (4) year period the Corporation shall remove and restore more than one-fourth ($1/4$) of the total mileage of rails to be removed and of streets to be restored as aforesaid, such excess may be applied by the Corporation to its one-fourth requirement of track removal and street restoration for any subsequent year.

In the event the Corporation shall fail to remove and restore in any one or more years of said four (4) year period, the mileage of tracks and street to be removed and restored, respectively, in such year, the City shall have the right, upon giving sixty (60) days' advance written notice to the Corporation, to remove and restore respectively such amount of track and street, at such places as the City shall determine, but at the expense of the Corporation, which Corporation upon the payment to the City of

such expenses shall be entitled to receive and hold as the owner thereof all tracks, rails, ties, brick and all other equipment, appurtenances and materials removed by the City.

Section 11. This agreement, and each and all of the terms and provisions thereof, shall be binding upon, and shall inure to the benefit of, the parties hereto and their respective successors and assigns, and shall be in full force and effect from and after the date of its being approved by ordinance duly adopted by the Common Council of the City.

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

APPROVED AS TO FORM AND
LEGALITY

CITY OF FORT WAYNE, INDIANA

By _____
City Attorney

By _____

(SEAL)
ATTEST:

Its Board of Public Works

Clerk

Mayor

INDIANA SERVICE CORPORATION

By _____
President

(SEAL)
ATTEST:

Secretary

NOW, THEREFORE, BE IT RESOLVED that pursuant to the Statutes of Indiana in such case made and provided, said Board of Public Works does now fix the time at which said contract shall be finally considered as the 17th day of July, 1941, at the hour of 7:30 o'clock P. M., at the regular meeting place of said Board of Public Works in the City Hall in said City of Fort Wayne, at which time and place a public hearing shall be had and any taxpayer in said city may appear and file protest against any and all of the provisions of said contract.

BE IT FURTHER RESOLVED that Indiana Service Corporation shall, at its own expense, cause the full and complete text of said contract to be published as required by law with notice of the time and place of said hearing in Fort Wayne News-Sentinel and Fort Wayne Journal-Gazette, being two daily newspapers of general circulation, printed in the English language, in said Allen County, Indiana. Said Indiana Service Corporation shall likewise post copies of said contract and notice of the time and place of said hearing in ten public places in said City of Fort Wayne.

ADOPTED this 25th day of June, 1941.

ATTEST:

Alvan F. Hess
Clerk

Robert E. Beam
Daniel Lewis
J. H. Johnson
Board of Public Works of the
City of Fort Wayne

INDIANA *Service* CORPORATION
TRACTION LIGHT

UTILITY BUILDING
FORT WAYNE, INDIANA

June 17, 1941

Mr. Robert G. Beams, Chairman
Board of Public Works
City Hall
FORT WAYNE, INDIANA

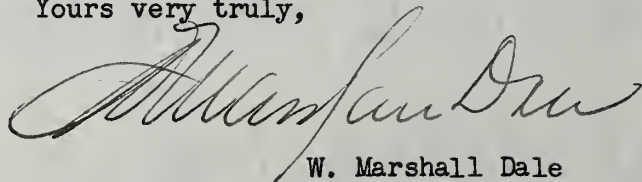
Dear Bob:

I attach hereto a copy of the letter which we mailed last night to all residents in the area around South Wayne Avenue, concerning the extension of transportation service on South Wayne Avenue from Clermont Drive to Sherwood Terrace.

You will also find attached a return post card which was enclosed with each letter, addressed to the Board of Public Works, to be used by the residents of this section for the purpose of voicing their opinions directly to the Board concerning this proposed extension.

We are sincerely hopeful that a sufficient number of these cards will be returned to enable you to determine what the opinion on this question of the extension is in this locality.

Yours very truly,



W. Marshall Dale
President

WMD;M
Encl.(2)

INDIANA *Service* CORPORATION
TRACTION LIGHT

UTILITY BUILDING
FORT WAYNE, INDIANA

June 16, 1941

Dear Sir or Madam:

Thank you very much for the courtesy extended to our representative who recently interviewed you to ask your opinion relative to the proposed extension of transportation service on South Wayne Avenue from Maxine Drive to Sherwood Terrace.

We hope to replace all remaining street cars in Fort Wayne with modern trolley coaches and had planned to extend the trolley coach service on South Wayne Avenue to Sherwood Terrace. An extension of transportation service into a territory must go on some street in that territory. Engineering and transportation experience would indicate South Wayne Avenue as the logical street for the extension of this service in order to serve the greatest number of people. It is clear that South Wayne Avenue for a number of years has been considered the logical street for transportation service since the records of the Recorder of Allen County show that when South Wood Park was re-platted in 1927, the lots facing on South Wayne Avenue were shortened and the street widened in order that a 26 foot strip in the center would be left "subject to an easement for use of right-of-way for street railway purposes".

Following the announcement of the plans to extend the service, objection has developed largely from residents on South Wayne Avenue south of Clermont Drive who oppose the operation of trolley coaches past their homes. Whether these residents or the whole district is affected is the question to be determined.

Due to the varying opinions in the neighborhood and the fact that petitions of one kind or another have been circulated, we felt that it was necessary for us to know what the residents in this section of the city really wanted. Certainly it is not our desire to propose an extension of trolley coach service into a neighborhood where the majority of the people do not want it.

In the past few days a representative of this company has talked, either personally or by telephone, to some member of your household concerning the proposed extension. Each resident of the entire district affected has been interviewed, the purpose being to determine the number in favor of the extension and the number opposed to it. If there were a greater number opposed to it, we would alter our plans. The house to house canvass revealed that a majority of the people on Beaver, Indiana, Tacoma, Prange, Pasadena, Sherwood Terrace, Arlington, and Fairfield were not just mildly in favor of the extension but were strongly and actively in favor of it. As we expected, the residents on South Wayne Avenue, south of Clermont Drive, were opposed to it. Some of these residents on South Wayne Avenue, however, who instigated the original remonstrance stated

- 2 -

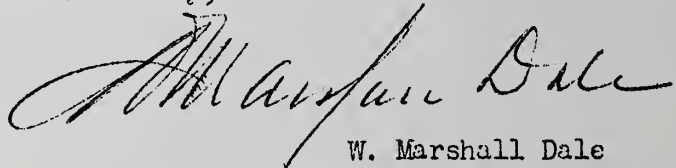
that while they did not want the service in front of their homes, they would not object if they were assured the majority of the neighborhood really wanted the extension.

The final decision must be made by the Board of Public Works and the City Council of Fort Wayne. While we are now convinced that the majority of the residents in this section want the extension of trolley coach service, we feel it our duty to supply the city officials with this information to assist them in determining whose contentions deserve primary consideration.

You can readily see that the circumstances place our company in a rather difficult position and in order that the city officials may be apprized of the real feeling of the neighborhood, we are enclosing with each of these letters a stamped post card addressed to the Board of Public Works, City Hall, Fort Wayne, Indiana. This card has a place for you to indicate whether you favor or oppose the proposed extension. We sincerely hope that you will register your opinion and mail the post card without delay.

We are taking this means to thank you for your help in determining neighborhood opinion on this question and we assure you that whatever decision is finally reached by the city officials with our company, will be based on a conscientious recognition of the relative rights of all parties affected.

Sincerely,



W. Marshall Dale
President

WMD:M
Encl.

BOARD OF PUBLIC WORKS
FORT WAYNE, INDIANA

Gentlemen: Understanding that the Indiana Service Corporation proposes to substitute trolley coaches for street-cars on South Wayne Avenue and to extend this trolley coach service to Sherwood Terrace and South Wayne, I wish to record with you my opinion of the proposed extension.

- I want the trolley coach service extended on
South Wayne to Sherwood Terrace..... ☐
- I oppose the extension of trolley coach service on
South Wayne to Sherwood Terrace..... ☐
- I object to the extension of trolley coach service
on South Wayne to Sherwood Terrace but would with-
draw my objection if the majority of the neighbor-
hood desires the extension..... ☐

Signed _____

Date _____ Address _____

THIS SIDE OF CARD IS FOR ADDRESS



BOARD OF PUBLIC WORKS
CITY HALL
FORT WAYNE, INDIANA

performance of said Second Party of all conditions and provisions contained in this contract to be performed on its part, and will from time to time, whenever desired by said Board of Public Works, renew said bond.

6. It is further agreed that if Second Party fails to comply with and perform any of the provisions of this contract, the consent, permission and authority herein granted shall at once terminate and Second Party shall forfeit all rights hereunder, and shall cause the removal at its expense of all track that may be laid hereunder and place said streets and alleys in as good and safe condition for travel and of the same material, as the remainder thereof are.

7. It is further understood and agreed that this contract and the provisions thereof, shall inure to the benefit of and be binding on the successors and assigns of the Second Party.

8. The consent, permission and authority hereby granted shall continue for the period of thirty-five (35) years from the date hereof.

WITNESS our hands and seals.
CITY OF FORT WAYNE,

By _____

Board of Public Works

BERGHOFF BREWING CORPORATION

By _____

Public notice is further given that said Board of Public Works did also fix the time at which said contract shall be finally considered as the 19th day of August, 1943 at the hour of 7:30 o'clock p.m. at the regular meeting place of said Board of Public Works in the City Hall in said City of Fort Wayne at which time and place a public hearing will be had at which any taxpayer may appear and file protest against any and all of the provisions in said contract.

ROBERT G. BEAMS,
DAVID LEWIS

JOHN H. JOHNSON,

Board of Public Works of the City of Fort Wayne.

Attest: CHAS. F. HESS,
Clerk.

chairs, breakfast sets, gas ranges,
bedroom suite with innersprings.
Nu Enamel Paint. Garmire's, 2106
S. Calhoun. H-2142. Open Mon. and
Fri. evenings.

Mahogany Record Cabinets
3 compartments

\$9.95

FIRESTONE

Fairfield at Jefferson

A-4252

New and Used Tractor Tires

A few sets of popular sizes available
for immediate delivery

FIRESTONE

Fairfield at Jefferson

A-4252

18

Help, Male-Female

Needed

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CONFIRMATORY RESOLUTION
FOR DECLARATORY RESOLUTION NO. 732 - 1941
CITY OF FORT WAYNE, INDIANA

CONFIRMATORY RESOLUTION
FOR DECLATORY RESOLUTION NO. 732 - 1941
CITY OF FORT WAYNE, INDIANA

WHEREAS, the Board of Public Works of the City of Fort Wayne, Allen County, Indiana, at a meeting of said Board of Public Works, held on the 25th day of June, 1941, did determine the exact form in which a contract to and with Indiana Service Corporation giving said Corporation the right to locate, conduct, operate and maintain trackless trolley coaches and motor buses over and along certain streets and other public places in the City of Fort Wayne, was to be finally adopted, and fixed the 17th day of July, 1941, at the hour of 7:30 o'clock P.M., at the regular meeting place of said Board of Public Works in the City Hall in said City, as the time and place at which said contract was to be finally considered by said Board of Public Works; and

WHEREAS, proof of publication of the full and complete text of said proposed contract on the 28th day of June, 1941 and the 5th day of July, 1941 in the Fort Wayne News-Sentinel and the Fort Wayne Journal-Gazette, respectively, being two daily newspapers of general circulation printed in the English language in said Allen County, Indiana, and proof of the posting of notice of the full and complete text of said proposed contract in ten public places within the said City of Fort Wayne, on the 28th day of June, 1941, have been duly made, and all of the terms and provisions of the statutes of the State of Indiana have been fully complied with; and

WHEREAS, at the meeting of the Board of Public Works of the City of Fort Wayne, held on the 17th day of July, 1941, commencing at the hour of 7:30 o'clock P.M., a public hearing was duly had on said contract, and certain taxpayers appeared,

and protested and remonstrated against said contract and certain of the provisions thereof and certain other taxpayers appeared and favored and approved of said contract in all of its provisions; and

WHEREAS, the said Board of Public Works, after due hearing and consideration, took said contract, and all arguments, protests and remonstrances made against the same and all arguments and statements made in favor of the same, under advisement for final consideration and determination on the 22nd day of July, 1941, at 10:00 o'clock A.M.; and

WHEREAS, the said Board of Public Works, after complete and final consideration thereof, did at its said meeting on the 22nd day of July, 1941 determine and resolve that said contract be changed, altered and amended by adding and inserting immediately preceding the last paragraph of Section 1 thereof a new paragraph in the manner and form as appears from the records of said meeting; that said contract, as so amended, shall be in the exact form in which said contract is to be finally adopted; that publication and posting be made as required by law; and that said contract as so amended shall be finally considered and determined by said Board of Public Works on the 11th day of August, 1941, at the hour of 7:30 o'clock P.M., at the regular meeting place of said Board of Public Works in the City Hall in said City of Fort Wayne; and

WHEREAS, proof of the publication of a full and complete text of said Section 1, as amended and a note of each such change on the 24th day of July, 1941, and the 31st day of July, 1941, in the Fort Wayne News-Sentinel and Fort Wayne

Journal-Gazette, respectively, being two daily newspapers of general circulation printed in the English language in said Allen County, Indiana, and proof of the posting of a full and complete text of said Section 1, as amended and a note of each such change in ten public places within said City of Fort Wayne on the 24th day of July, 1941, have been duly made, and all the terms and provisions of the statutes of the State of Indiana have been complied with; and

WHEREAS, the said Board of Public Works, after complete and final consideration thereof, has determined that, except as met by and in conformity with said amendment to Section 1 of said contract, the arguments, protests and remonstrances of the taxpayers of said City who appeared, made and filed protests and remonstrances against the provisions of said contract should be, and hereby are, overruled:

NOW, THEREFORE, on motion duly made, seconded and unanimously adopted:

BE IT RESOLVED, that the Board of Public Works of the said City of Fort Wayne, acting for and on behalf of the said City of Fort Wayne, now enter into, make and execute the said contract as amended as aforesaid to and with Indiana Service Corporation.

ADOPTED this 17th day of August, 1941.

ATTEST:

Chas. F. Hess
Clerk

Robert L. Beane
David Lewis
W. H. Johnson
Board of Public Works of the
City of Fort Wayne

RESOLUTION MODIFYING AND SUPPLEMENTING
DECLARATORY RESOLUTION NO. 732-1941

CITY OF FORT WAYNE, INDIANA

WHEREAS, the Board of Public Works of the City of Fort Wayne, Allen County, Indiana, at a meeting of said Board of Public Works, held on the 25th day of June, 1941, did determine the exact form in which a contract to and with Indiana Service Corporation giving said Corporation the right to locate, conduct, operate and maintain trackless trolley coaches and motor buses over and along certain streets and other public places in the City of Fort Wayne, was to be finally adopted, and fixed the 17th day of July, 1941, at the hour of 7:30 o'clock P. M., at the regular meeting place of said Board of Public Works in the City Hall in said City, as the time and place at which said contract was to be finally considered by said Board of Public Works; and

WHEREAS, proof of publication of the full and complete text of said proposed contract on the 28th day of June, 1941 and the 5th day of July, 1941 in the Fort Wayne News-Sentinel and the Fort Wayne Journal-Gazette, respectively, being two daily newspapers of general circulation printed in the English language in said Allen County, Indiana, and proof of the posting of notice of the full and complete text of said proposed contract in ten public places within the said City of Fort Wayne, on the 28th day of June, 1941, have been duly made, and all of the terms and provisions of the statutes of the State of Indiana have been fully complied with; and

WHEREAS, at the meeting of the Board of Public Works of the City of Fort Wayne, held on the 17th day of July, 1941, commencing at the hour of 7:30 o'clock P.M., a public hearing was duly had on said contract, and certain taxpayers appeared and protested and remonstrated against said contract and certain of the provisions thereof and certain other taxpayers appeared and favored and approved of said contract in all of its provisions; and

WHEREAS, the said Board of Public Works, after due hearing and consideration, took said contract, and all arguments, protests and remonstrances made against the same and all arguments and statements made in favor of the same, under advisement for final consideration and determination on the 22nd day of July, 1941, at 10 o'clock A.M.; and

WHEREAS, the said Board of Public Works, after complete and final consideration thereof, has determined that the said contract should be changed, altered and amended in certain particulars:

NOW, THEREFORE, on motion duly made, seconded and unanimously adopted:

BE IT RESOLVED, that said contract be changed, altered and amended by adding and inserting immediately preceding the last paragraph of Section 1 thereof, the following paragraph:

It is expressly understood and agreed that the Corporation shall not locate and construct the aforementioned apparatus, fixtures, appliances and equipment on said South Wayne Avenue, south of that point thereon which is one hundred eighty-five (185) feet south of the south line of Maxine Drive in said City, and shall not locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point, unless and until it shall have received a written permit from the said Board of Public Works so to do, and upon the Corporation receiving such permit, it shall then have full right, power and authority to locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point to the south line of Sherwood Terrace, and to locate, construct, erect, operate, maintain, repair and renew all apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of trolley coaches in, over, upon and along said portion of said South Wayne Avenue, all upon the terms, provisions and conditions in this agreement contained.

and that Section 1 of said contract as so amended shall read as follows:

Section 1. The City, pursuant to the request of the Corporation, hereby gives and grants unto the Corporation, its successors and assigns, for the purpose of common carrier transportation of passengers for hire, the right, authority, privilege and permit to locate, conduct, operate and maintain trolley coaches in, over, upon and along the streets and public places in the City of Fort Wayne, Indiana, as follows, to-wit:

On the Following Named Streets	Between the Following Named Streets	
Williams Street	Calhoun Street	and Lafayette Street
Lafayette Street	Williams Street	and Buchanan Street
Buchanan Street	Lafayette Street	and John Street
Washington Boulevard	Wabash Avenue	and Glasgow Avenue
Glasgow Avenue	Washington Boulevard	and Maumee Avenue
Washington Boulevard	Calhoun Street	and Harmer Street
Pontiac Street	Calhoun Street	and Bueter Road
Warsaw Street	Pontiac Street	and Oxford Street
Oxford Street	Warsaw Street	and Anthony Boulevard
Anthony Boulevard	Oxford Street	and Rudisill Boulevard
Rudisill Boulevard	Anthony Boulevard	and Smith Street
Smith Street	Rudisill Boulevard	and Oxford Street
South Wayne Avenue	Creighton Avenue	and Sherwood Terrace
Broadway	Creighton Avenue	and Entrance to Foster Park(Approx.opposite Foster Parkway)
Main Street	Broadway	and Lindenwood Cemetery Entrance
Superior Street	Calhoun Street	and Wells Street
Wells Street	Superior Street	and Huffman Street
Huffman Street	Wells Street	and Franklin Avenue
Franklin Avenue	Huffman Street	and Third Street
Third Street	Franklin Avenue	and Runnion Avenue
Spring Street	Franklin Avenue	and Runnion Avenue
Runnion Avenue	Spring Street	and Third Street
Baker Street	Calhoun Street	and Loop west of Clinton Street
Randolph Street	Spy Run Avenue	and Corporation's Spy Run Plant

and on each and all the streets, alleys and public places intersecting and crossing the above named streets and public places on which the trolley coaches of the Corporation are to be operated, with all necessary turnouts, loops and turnarounds, and in, over, upon and along such other streets and public places in the City of Fort Wayne and portions thereof, as the said Board of Public Works may from time to time in writing permit, subject to the approval of the Common Council of the City.

The City further gives and grants unto the Corporation, its successors and assigns, the right, authority, privilege and permit to locate, construct, erect, operate, maintain, repair and renew poles, supports, span wires, transmission and feeder wires, trolley wires, conduits, conductors, cables, transformers, guy wires, guy stubs and anchors, braces and other apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of the trolley coaches in, over, upon and along the streets and public places in this Section 1 named; provided, however, that the Corporation shall give to the said Board of Public Works advance written notice of all new construction work (excluding maintenance and repairs) undertaken by or on behalf of the Corporation under and pursuant to the authority in this paragraph granted to the Corporation.

It is expressly understood and agreed that the Corporation shall not locate and construct the aforementioned apparatus, fixtures, appliances and equipment on said South Wayne Avenue, south of that point thereon which is one hundred eighty-five (185) feet south of the south line of Maxine Drive in said City, and shall not locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point, unless and until it shall have received a written permit from the said Board of Public Works so to do, and upon the Corporation receiving such permit, it shall then have full right, power and authority to locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point to the south line of Sherwood Terrace, and to locate, construct, erect, operate, maintain, repair and renew all apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of trolley coaches in, over, upon and along said portion of said South Wayne Avenue, all upon the terms, provisions and conditions in this agreement contained.

The rights, authority, privileges, franchises and permits granted by this Section 1 are supplemental to, and shall in no way abrogate, impair or diminish, each and all of the rights which the Corporation now has, or may at any time or times have in the future, under or in any way connected with each and all of the indeterminate permits under or by virtue of the Public Service Commission Act for the State of Indiana, now owned or held or hereafter acquired by the Corporation.

BE IT FURTHER RESOLVED, that said contract in the manner and form proposed by said Board of Public Works at its meeting on the 25th day of June, 1941, as amended as aforesaid, shall be the exact form in which said contract is to be finally adopted.

BE IT FURTHER RESOLVED, that publication be made as required by law, including the full and complete text of each section amended or altered and a note of each change, on the 24th day of July, 1941 and the 31st day of July 1941 in the Fort Wayne News-Sentinel and the Fort Wayne Journal-Gazette, respectively, being two daily newspapers of general circulation printed in the English language in said Allen County, Indiana, and that notices, including the full and complete text of each section amended or altered and a note of each change, be posted in ten (10) public places in said City and that proof of publication and posting thereof be made to this Board of Public Works.

BE IT FURTHER RESOLVED, that the said contract as amended as aforesaid shall be finally considered and determined by the said Board of Public Works on the 11th day of August, 1941, at the hour of 7:30 o'clock P.M.

at the regular meeting place of said Board of Public Works in the City Hall
in said City of Fort Wayne.

Adopted this 22nd day of July, 1941.

Robert G. Beams

David Lewis

W. H. Johnson
Board of Public Works of the
City of Fort Wayne

ATTEST:

Char. F. Hess
Clerk

OK
JH J. J. J.
city att

PROOF OF PUBLICATION

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

DONALD H. WALKER, being first duly sworn on oath, deposes and says that he is the duly authorized agent of Indiana Service Corporation, an Indiana corporation, and that on behalf of said Corporation and at the expense of said Corporation he caused a full and complete text of each section amended or altered by resolution adopted July 22, 1941, by the Board of Public Works of the City of Fort Wayne, Allen County, Indiana, modifying and supplementing declaratory resolution No. 732 adopted by the said Board of Public Works on June 25, 1941, of that certain contract in the form determined by said declaratory resolution No. 732 between said City of Fort Wayne, acting by and through its Board of Public Works, and Indiana Service Corporation, giving said Corporation the right to locate, conduct, operate and maintain trackless trolley coaches and motor buses over and along certain streets and other public places in the said City of Fort Wayne, and a note of each such change to said contract, together with a notice to taxpayers of a special meeting of the said Board of Public Works on the 11th day of August, 1941, at 7:30 o'clock P.M., in the regular meeting place of said Board of Public Works in the City Hall in said City of Fort Wayne, to finally consider and determine said contract as so amended, to be published on the 24th day of July, 1941 and on the 31st day of July, 1941, in the Fort Wayne News-Sentinel and the Fort Wayne Journal-Gazette, respectively, the same being two daily newspapers of general circulation printed in the English

language in said Allen County, Indiana and being indicated by said Board of Public Works; that attached hereto, marked Exhibit "A" and Exhibit "B", respectively, are affidavits of the publishers of said newspapers showing proof of publication in said newspapers, together with copies of the notice so published; that on the 24th day of July, 1941 he also did post a full and complete text of each section of said contract amended or altered and a note of each such change, together with a notice to taxpayers of said special meeting of the said Board of Public Works on the 11th day of August, 1941, in ten (10) public places in said City; and that attached hereto, marked Exhibit "C", is a copy of the notice posted as aforesaid in ten (10) public places in said city and on the back thereof are listed the places where said notice was posted.

Donald A. Walker

SUBSCRIBED and SWORN to before
me this 1st day of August,
1941.

Grace K. Misner
Notary Public

My commission expires:

March 18, 1943

PROOF OF PUBLICATION

STATE OF INDIANA, ALLEN COUNTY, SS.

In the City of Fort Wayne,

July 31st

A. D. 1941

NOTICE TO TAXPAYERS.

Public notice is hereby given that the Board of Public Works of the City of Fort Wayne, in Allen County, Indiana, at a public hearing and meeting of said Board of Public Works held on the 17th day of July, 1941, pursuant to due and proper notice, heard and considered all arguments, protests and remonstrances made against, and all arguments and statements made in favor of, a contract between the said City of Fort Wayne, acting by and through said Board of Public Works and Indiana Service Corporation giving said Corporation the right to locate, conduct, operate and maintain trackless trolley coaches and motor buses over and along certain streets and other public places in the said City of Fort Wayne, and that the said Board of Public Works, after having taken said matter under advisement, did at its meeting held on the 22nd day of July, 1941, determine that said contract be changed, altered and amended by adding and inserting immediately preceding the last paragraph of Section 1 thereof the following paragraph:

"It is expressly understood and agreed that the Corporation shall not locate and construct the aforementioned apparatus, fixtures, appliances and equipment on said South Wayne Avenue, south of that point thereon which is one hundred eighty-five (185) feet south of the south line of Maxine Drive in said City, and shall not locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point, unless and until it shall have received a written permit from the said Board of Public Works so to do, and upon the Corporation receiving such permit, it shall then have full right, power and authority to locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point to the south line of Sherwood Terrace, and to locate, construct, erect, operate, maintain, repair and renew all apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of trolley coaches in, over, upon and along said portion of said South Wayne Avenue, all upon the terms, provisions and conditions in this agreement contained."

and that Section 1 of said contract as so amended shall read as follows:

"Section 1. The City, pursuant to the request of the Corporation, hereby gives and grants unto the Corporation, its successors and assigns, for the purpose of common carrier transportation of passengers for hire, the right, authority, privilege and permit to locate, conduct, operate and maintain trolley coaches in, over, upon and along the streets and public places in the City of Fort Wayne, Indiana, as follows, to-wit:

On the Following

Named Streets

Williams Street
Lafayette Street
Buchanan Street
Washington Boulevard
Glasgow Avenue
Washington Boulevard
Pontiac Street
Warsaw Street
Oxford Street
Anthony Boulevard
Rudisill Boulevard
Smith Street
South Wayne Avenue
Broadway

Between the Following Named Streets

Calhoun Street and Lafayette Street.
Williams Street and Buchanan Street.
Lafayette Street and John Street
Wabash Avenue and Glasgow Avenue
Washington Boulevard and Maumee Avenue
Calhoun Street and Harmer Street
Calhoun Street and Bueter Road
Pontiac Street and Oxford Street.
Warsaw Street and Anthony Boulevard
Oxford Street and Rudisill Boulevard
Anthony Boulevard and Smith Street
Rudisill Boulevard and Oxford Street
Creighton Avenue and Sherwood Terrace
Creighton Avenue and Entrance to Foster Park (Approx. opposite Foster Parkway)

Main Street
Superior Street
Wells Street
Huffman Street
Franklin Avenue
Third Street
Spring Street
Runion Avenue
Baker Street
Randolph Street

Broadway and Lindenwood Cemetery Entrance
Calhoun Street and Wells Street
Superior Street and Huffman Street
Wells Street and Franklin Avenue
Huffman Street and Third Street
Franklin Avenue and Runion Avenue
Franklin Avenue and Runion Avenue
Spring Street and Third Street
Calhoun Street and Loop west of Clinton Street
Spy Run Avenue and Corporation's Spy Run Plant

and on each and all the streets, alleys and public places intersecting and crossing the above named streets and public places on which the trolley coaches of the Corporation are to be operated, with all necessary turnouts, loops and turnarounds, and in, over, upon and along such other streets and public places in the City of Fort Wayne and portions thereof, as the said Board of Public Works may from time to time in writing permit, subject to the approval of the Common Council of the City.

The City further gives and grants unto the Corporation, its successors and assigns, the right, authority, privilege and permit to locate, construct, erect, operate, maintain, repair and renew poles, supports, span wires, transmission and feeder wires, trolley wires, conduits, conductors, cables, transformers, guy wires, guy stubs and anchors, braces and other apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of the trolley coaches in, over, upon and along the streets and public places in this Section 1 named; provided, however, that the Corporation shall give to the said Board of Public Works advance written notice of all new construction work (excluding maintenance and repairs) undertaken by or on behalf of the Corporation under and pursuant to the authority in this paragraph granted to the Corporation.

It is expressly understood and agreed that the Corporation shall not locate and construct the aforementioned apparatus, fixtures, appliances and equipment on said South Wayne Avenue, south of that point thereon which is one hundred eighty-five (185) feet south of the south line of Maxine Drive in said City, and shall not locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point, unless and until it shall have received a written permit from the said Board of Public Works so to do, and upon the Corporation receiving such permit, it shall then have full right, power and authority to locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point to the south line of Sherwood Terrace, and to locate, construct, erect, operate, maintain, repair and renew all apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of trolley coaches in, over, upon and along said portion of said South Wayne Avenue, all upon the terms, provisions and conditions in this agreement contained.

The rights, authority, privileges, franchises and permits granted by this Section 1 are supplemental to, and shall in no way abrogate, impair or diminish, each and all of the rights which the Corporation now has, or may at any time or times have in the future, under or in any way connected with each and all of the indeterminate permits under or by virtue of the Public Service Commission Act for the State of Indiana, now owned or held or hereafter acquired by the Corporation."

Public notice is further given that after publication and posting thereof as required by law, the said contract as so amended shall be finally considered and determined by said Board of Public Works at a special meeting of the said Board of Public Works on the 11th day of August, 1941, at 7:30 o'clock P.M., in the regular meeting place of said Board of Public Works in the City Hall in said City of Fort Wayne.

ROBERT G. BEAMS,
DAVID LEWIS
J. H. JOHNSON

Board of Public Works of the City of Fort Wayne.

Attest: Chas F. Hess, Clerk.

(Seal)

7-24, 31

Personally appeared before the undersigned, Martha L. Branning, who, being duly sworn according to law, saith that she is the Secretary-Treasurer of

The Fort Wayne News-Sentinel,

a Daily Newspaper of general circulation, printed and published in said County and State, and that the notice herewith attached was published in the said Fort Wayne

News-Sentinel in the daily edition for two times,

the first publication being on the 24th

day of July, 1941; the second on

the 31st day of July, 1941

and the third on the day of

19; and the fourth on

the day of 19.

Subscribed and Sworn To before me, this

31st day of July, 1941

Jaye L. Sandeman

Notary Public.

My Commission expires March 7, 1944.

EXHIBIT "A"

The Fort Wayne
News-Sentinel

No.

PROOF OF PUBLICATION

VS.

Filed

19

Printer's Fee, - \$

Form No. 79

TY, TOO!
KNOWN BRANDS
th Your While
Come for Miles

23c

tall
cans 29c

osier lb. 38c
toil

Coffee 3 lb. bag 45c

es pkg. 11c

heat Kellogg pkg. 10c

Flakes pkg. 9 1/2 c

3-lb. can 55c

doz. 19c

4 bars 23c

large pkg. 22c
small pkg. 10c

anbrite 3 cans 14c
ld Dust

2 1/2 gal. jugs 29c
AND BEANS tall can 8 1/2 c

GARDEN FRESH VEGETABLES

TOMATOES Red Ripe 3 lbs. 19c
10 lb. Basket 49c

Pascal Celery Giant Size. 12 1/2 c Cucumbers 5c, 8c, 10c

GEORGIA ELBERTA

PEACHES 2-Inch Size Bu. \$1.39 5 Lbs. 19c

WATERMELONS Fire Red Sweet 25c and up

Carrots 3 bunches 10c Celery Hearts bunch 10c

ORANGES Sun Kist Juice Size 3 doz. 59c

Plums Calif. table lb. 10c Green Beans lb. 10c

APPLES Finest Cooking 5 lbs. 19c

Coca-Cola, Seven Up, Pepsi Cola, R-C Cola 6 bots. 25c

DELIVERY SERVICE FOR 7c ORDER—PHONE A-5441

LEGAL NOTICES

NOTICE

LEGAL NOTICES

TAXPAYERS

Public notice is hereby given that the Board of Public Works of the City of Fort Wayne, in Allen County, Indiana, at a public hearing and meeting of said Board of Public Works held on the 17th day of July, 1941, pursuant to due and proper notice, heard and considered all arguments, protests and remonstrances made against, and all arguments and statements made in favor of, a contract between the said City of Fort Wayne, acting by and through said Board of Public Works and Indiana Service Corporation giving said Corporation the right to locate, conduct, operate and maintain trackless trolley coaches and motor buses over and along certain streets and other public places in the said City of Fort Wayne, and that the said Board of Public Works, after having taken said matter under advisement, did at its meeting held on the 22nd day of July, 1941, determine that said contract be changed, altered and amended by adding and inserting immediately preceding the last paragraph of Section 1 thereof the following paragraph:

"It is expressly understood and agreed that the Corporation shall not locate and construct the aforementioned apparatus, fixtures, appliances and equipment on said South Wayne Avenue, south of that point thereon which is one hundred eighty-five (185) feet south of the south line of Maxine Drive in said City, and shall not locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point, unless and until it shall have received a written permit from the said Board of Public Works so to do, and upon the Corporation receiving such permit, it shall then have full right, power and authority to locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point to the south line of Sherwood Terrace, and to locate, construct, erect, operate, maintain, repair and renew all apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of trolley coaches in, over, upon and along said portion of said South Wayne Avenue, all upon the terms, provisions and conditions in this agreement contained."

"Section 1. The City, pursuant to the request of the Corporation, hereby gives and grants unto the Corporation, its successors and assigns, for the purpose of common carrier transportation of passengers for hire, the right, authority, privilege and permit to locate, conduct, operate and maintain trolley coaches in, over, upon and along the streets and public places in the City of Fort Wayne, Indiana, as follows, to-wit:

On the Following

Named Streets

Williams Street
Lafayette Street
Buchanan Street
Washington Boulevard
Glasgow Avenue
Washington Boulevard
Pontiac Street
Warsaw Street
Oxford Street
Anthony Boulevard
Rudisill Boulevard
Smith Street
South Wayne Avenue
Broadway

Between the Following

Calhoun Street
Williams Street
Lafayette Street
Wabash Avenue
Washington Boulevard
Calhoun Street
Calhoun Street
Pontiac Street
Warsaw Street
Oxford Street
Anthony Boulevard
Rudisill Boulevard
Creighton Avenue
Creighton Avenue

and the Following Named Streets

and Lafayette Street
and Buchanan Street
and John Street
and Glasgow Avenue
and Maumee Avenue
and Harmer Street
and Buxter Road
and Oxford Street
and Anthony Boulevard
and Rudisill Boulevard
and Smith Street
and Oxford Street
and Sherwood Terrace
and Entrance to Foster
Park (Approx. opposite
Foster Parkway)
and Lindenwood Cemetery
Entrance

Main Street

Superior Street
Wells Street
Huffman Street
Franklin Avenue
Third Street
Spring Street
Rumrill Avenue
Baker Street

Broadway

Calhoun Street
Superior Street
Wells Street
Huffman Street
Franklin Avenue
Franklin Avenue
Spring Street
Calhoun Street

Randolph Street

Spy Run Avenue

and on each and all the streets, alleys and public places intersecting and crossing the above named streets and public places on which the trolley coaches of the Corporation are to be operated with all necessary turnouts, loops and turn-arounds, and in, over, upon and along such other streets and public places in the City of Fort Wayne and portions thereof, as the said Board of Public Works may from time to time in writing permit, subject to the approval of the Common Council of the City.

The City further gives and grants unto the Corporation, its successors and assigns, the right, authority, privilege and permit to locate, construct, erect, operate, maintain, repair and renew poles, supports, span wires, transmission wires, guy stubs and anchors, braces and other apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of the trolley coaches in, over, upon and along the streets and public places in this Section 1 named; provided, however, that the Corporation shall give to the said Board of Public Works advance written notice of all new construction work (excluding maintenance and repairs) undertaken by or on behalf of the Corporation under and pursuant to the authority in this paragraph granted to the Corporation.

It is expressly understood and agreed that the Corporation shall not locate and construct the aforementioned apparatus, fixtures, appliances and equipment on said South Wayne Avenue, south of that point thereon which is one hundred eighty-five (185) feet south of the south line of Maxine Drive in said City, and shall not locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point, unless and until it shall have received a written permit from the said Board of Public Works so to do, and upon the Corporation receiving such permit, it shall then have full right, power and authority to locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point to the south line of Sherwood Terrace, and to locate, construct, erect, operate, maintain, repair and renew all apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of trolley coaches in, over, upon and along said portion of said South Wayne Avenue, all upon the terms, provisions and conditions in this agreement contained.

The rights, authority, privileges, franchises and permits granted by this Section 1 are supplemental to, and shall in no way abrogate, impair or diminish, each and all of the rights which the Corporation now has, or may at any time or times have in the future, under or in any way connected with each and all of the indeterminate permits under or by virtue of the Public Service Commission Act for the State of Indiana, now owned or held or hereafter acquired by the Corporation."

Public notice is further given that after publication and posting thereof as required by law, the said contract as so amended shall be finally considered and determined by said Board of Public Works at a special meeting of said Board of Public Works on the 11th day of August, 1941, at 7:30 o'clock P. M., in the regular meeting place of said Board of Public Works in the City Hall in said City of Fort Wayne.

(SEAL)

ROBERT G. BEAMS,
DAVID LEWIS,
J. H. JOHNSON,
Board of Public Works of the
City of Fort Wayne.

ATTEST:
CHAS. F. HESS,
Clerk.

July 24, 31, 1941.

F PUBLICATION

ANA, ALLEN COUNTY, SS.

A. D. 19

appeared before the undersigned

A. F. SCHERER

duly sworn according to law, says that he

SECRETARY

of the

Wayne Journal-Gazette

Newspaper of general circulation printed and
in said County and State; and that the
ewith attached was published in the said
ne Journal-Gazette

times successively, the first publication

he 24 day of July 1941;

on the 31 day of July 1941;

n the day of 1941;

on the day of 1941;

BSCRIBED AND SWORN to before me this

day of July 1941

Elizabeth P. Harkewander

Notary Public, Allen County.

mission expires May 17, 1945

EXHIBIT "B"

Fort Wayne Journal-Gazette
FORT WAYNE, INDIANA

No. _____

Proof of Publication

vs.

Filed _____ 19__

Publisher's Fee - - \$ _____



NOTICE TO TAXPAYERS

Public notice is hereby given that the Board of Public Works of the City of Fort Wayne, in Allen County, Indiana, at a public hearing and meeting of said Board of Public Works held on the 17th day of July, 1941, pursuant to due and proper notice, heard and considered all arguments, protests and remonstrances made against, and all arguments and statements made in favor of, a contract between the said City of Fort Wayne, acting by and through said Board of Public Works and Indiana Service Corporation giving said Corporation the right to locate, conduct, operate and maintain trackless trolley coaches and motor buses over and along certain streets and other public places in the said City of Fort Wayne, and that the said Board of Public Works, after having taken said matter under advisement, did at its meeting held on the 22nd day of July, 1941, determine that said contract be changed, altered and amended by adding and inserting immediately preceding the last paragraph of Section 1 thereof the following paragraph:

"It is expressly understood and agreed that the Corporation shall not locate and construct the aforementioned apparatus, fixtures, appliances and equipment on said South Wayne Avenue, south of that point thereon which is one hundred eighty-five (185) feet south of the south line of Maxine Drive in said City, and shall not locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point, unless and until it shall have received a written permit from the said Board of Public Works so to do, and upon the Corporation receiving such permit, it shall then have full right, power and authority to locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point to the south line of Sherwood Terrace, and to locate, construct, erect, operate, maintain, repair and renew all apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of trolley coaches in, over, upon and along said portion of said South Wayne Avenue, all upon the terms, provisions and conditions in this agreement contained."

and that Section 1 of said contract as so amended shall read as follows:

"Section 1. The City, pursuant to the request of the Corporation, hereby gives and grants unto the Corporation, its successors and assigns, for the purpose of common carrier transportation of passengers for hire, the right, authority, privilege and permit to locate, conduct, operate and maintain trolley coaches in, over, upon and along the streets and public places in the City of Fort Wayne, Indiana, as follows, to-wit:

On the Following Named Streets	Between the Following Named Streets	
Williams Street	Calhoun Street	and Lafayette Street
Lafayette Street	Williams Street	and Buchanan Street
Buchanan Street	Lafayette Street	and John Street
Washington Boulevard	Wabash Avenue	and Glasgow Avenue
Glasgow Avenue	Washington Boulevard	and Maumee Avenue
Washington Boulevard	Calhoun Street	and Harmer Street
Pontiac Street	Calhoun Street	and Bueter Road
Warsaw Street	Pontiac Street	and Oxford Street
Oxford Street	Warsaw Street	and Anthony Boulevard
Anthony Boulevard	Oxford Street	and Rudisill Boulevard
Rudisill Boulevard	Anthony Boulevard	and Smith Street
Smith Street	Rudisill Boulevard	and Oxford Street
South Wayne Avenue	Creighton Avenue	and Sherwood Terrace
Broadway	Creighton Avenue	and Entrance to Foster Park (Approx. opposite Foster Parkway)
Main Street	Broadway	and Lindenwood Cemetery Entrance
Superior Street	Calhoun Street	and Wells Street
Wells Street	Superior Street	and Huffman Street
Huffman Street	Wells Street	and Franklin Avenue
Franklin Avenue	Huffman Street	and Third Street
Third Street	Franklin Avenue	and Runnion Avenue
Spring Street	Franklin Avenue	and Runnion Avenue
Runnion Avenue	Spring Street	and Third Street
Baker Street	Calhoun Street	and Loop west of Clinton Street
Randolph Street	Spy Run Avenue	and Corporation's Spy Run Plant

and on each and all the streets, alleys and public places intersecting and crossing the above named streets and public places on which the trolley coaches of the Corporation are to be operated with all necessary turnouts, loops and turn-arounds, and in, over, upon and along such other streets and public places in the City of Fort Wayne and portions thereof, as the said Board of Public Works may from time to time in writing permit, subject to the approval of the Common Council of the City.

The City further gives and grants unto the Corporation, its successors and assigns, the right, authority, privilege and permit to locate, construct, erect, operate, maintain, repair and renew poles, supports, span wires, transmission and feeder wires, trolley wires, conduits, conductors, cables, transformers, guy wires, guy stubs and anchors, braces and other apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of the trolley coaches in, over, upon and along the streets and public places in this Section 1 named; provided, however, that the Corporation shall give to the said Board of Public Works advance written notice of all new construction work (excluding maintenance and repairs) undertaken by or on behalf of the Corporation under and pursuant to the authority in this paragraph granted to the Corporation.

It is expressly understood and agreed that the Corporation shall not locate and construct the aforementioned apparatus, fixtures, appliances and equipment on said South Wayne Avenue, south of that point thereon which is one hundred eighty-five (185) feet south of the south line of Maxine Drive in said City, and shall not locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point, unless and until it shall have received a written permit from the said Board of Public Works so to do, and upon the Corporation receiving such permit, it shall then have full right, power and authority to locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point to the south line of Sherwood Terrace, and to locate, construct, erect, operate, maintain, repair and renew all apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of trolley coaches in, over, upon and along said portion of said South Wayne Avenue, all upon the terms, provisions and conditions in this agreement contained.

The rights, authority, privileges, franchises and permits granted by this Section 1 are supplemental to, and shall in no way abrogate, impair or diminish, each and all of the rights which the Corporation now has, or may at any time or times have in the future, under or in any way connected with each and all of the indeterminate permits under or by virtue of the Public Service Commission Act for the State of Indiana, now owned or held or hereafter acquired by the Corporation."

Public notice is further given that after publication and posting thereof as required by law the said contract as so amended shall be finally considered and determined by said Board of Public Works at a special meeting of said Board of Public Works on the 11th day of August, 1941, at 7:30 o'clock P. M., in the regular meeting place of said Board of Public Works in the City Hall in said City of Fort Wayne.

ROBERT G. BEAMS,
DAVID LEWIS,
J. H. JOHNSON,
Board of Public Works of the
City of Fort Wayne.

(SEAL)

ATTEST:
CHAS. F. HESS,
Clerk.
July 24, 31, 1941.

NOTICE TO TAXPAYERS (LEGAL NOTICE) AS APPEARING
ON THE REVERSE SIDE OF THIS SHEET WAS POSTED AT
SPECIFIC LOCATIONS AS FOLLOWS:

1. On the bulletin board at the east entrance of the Allen County Court House.
2. On the bulletin board just outside the Controller's office at the City Hall.
3. On the bulletin board at the northerly end of the corridor in the United States Court House and Post Office.
4. On a City light and power pole at the southwest corner of State Street and Spy Run Avenue.
5. On Indiana Service Corporation pole No. 1918 located at the southeast corner of Anthony and Washington Boulevard.
6. On a City pole at the northeast corner of Creighton Avenue and Calhoun Street.
7. On Indiana Service Corporation railway pole at the southeast corner of South Wayne Avenue and Rudisill Boulevard.
8. On Indiana Service Corporation pole 3964 near the intersection of Wells and Huffman Streets on the east side and just south of Huffman Street.
9. On Indiana Service Corporation railway pole on the south side of Main Street where the east line of Runnion Avenue intersects the same.
10. On Indiana Service Corporation pole 2868 located at the southeast corner of Anthony Boulevard and Pontiac Street.

LAW OFFICES
LAWYER, ANDERSON & LIVINGSTON

5305 HOHMAN AVENUE
HAMMOND, INDIANA

JOHN C. LAWYER
R. STANLEY ANDERSON
VON E. LIVINGSTON

Telephone
Hammond 4530

July 23, 1941

Robert G. Beams, Chairman
Board of Public Works
City Hall
Fort Wayne, Indiana

Dear Mr. Beams:

I enclose herewith for your files the original executed notice to taxpayers of the amendment to the trolley coach franchise and of the hearing thereon on August 11, 1941 at 7:30 o'clock P.M. This notice is being published on July 24th and August 31st, 1941 in both Fort Wayne newspapers.

There is also enclosed herewith for your information and assistance a copy of the time schedule for adoption of the trolley coach franchise revised so as to include the steps required by reason of the amendment.

Very truly yours,

Von E. Livingston

VEL:MN

Enclosures

NOTICE TO TAXPAYERS

Public notice is hereby given that the Board of Public Works of the City of Fort Wayne, in Allen County, Indiana, at a public hearing and meeting of said Board of Public Works held on the 17th day of July, 1941, pursuant to due and proper notice, heard and considered all arguments, protests and remonstrances made against, and all arguments and statements made in favor of, a contract between the said City of Fort Wayne, acting by and through said Board of Public Works and Indiana Service Corporation giving said Corporation the right to locate, conduct, operate and maintain trackless trolley coaches and motor buses over and along certain streets and other public places in the said City of Fort Wayne, and that the said Board of Public Works, after having taken said matter under advisement, did at its meeting held on the 22nd day of July, 1941, determine that said contract be changed, altered and amended by adding and inserting immediately preceding the last paragraph of Section 1 thereof the following paragraph:

"It is expressly understood and agreed that the Corporation shall not locate and construct the aforementioned apparatus, fixtures, appliances and equipment on said South Wayne Avenue, south of that point thereon which is one hundred eighty-five (185) feet south of the south line of Maxine Drive in said City, and shall not locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point, unless and until it shall have received a written permit from the said Board of Public Works so to do, and upon the Corporation receiving such permit, it shall then have full right, power and authority to locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point to the south line of Sherwood Terrace, and to locate, construct, erect, operate, maintain, repair and renew all apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of trolley coaches in, over, upon and along said portion of said South Wayne Avenue, all upon the terms, provisions and conditions in this agreement contained."

and that Section 1 of said contract as so amended shall read as follows:

"Section 1. The City, pursuant to the request of the Corporation, hereby gives and grants unto the Corporation, its successors and assigns, for the purpose of common carrier transportation of passengers for hire, the right, authority, privilege and permit to locate, conduct, operate and maintain trolley coaches in, over, upon and along the streets and public places in the City of Fort Wayne, Indiana, as follows, to-wit:

On the Following Named Streets	Between the Following Named Streets	
Williams Street	Calhoun Street	and Lafayette Street
Lafayette Street	Williams Street	and Buchanan Street
Buchanan Street	Lafayette Street	and John Street
Washington Boulevard	Wabash Avenue	and Glasgow Avenue
Glasgow Avenue	Washington Boulevard	and Maumee Avenue
Washington Boulevard	Calhoun Street	and Harmer Street
Pontiac Street	Calhoun Street	and Bueter Road
Warsaw Street	Pontiac Street	and Oxford Street
Oxford Street	Warsaw Street	and Anthony Boulevard
Anthony Boulevard	Oxford Street	and Rudisill Boulevard
Rudisill Boulevard	Anthony Boulevard	and Smith Street
Smith Street	Rudisill Boulevard	and Oxford Street
South Wayne Avenue	Creighton Avenue	and Sherwood Terrace
Broadway	Creighton Avenue	and Entrance to Foster Park (Approx. opposite Foster Parkway)
Main Street	Broadway	and Lindenwood Cemetery Entrance
Superior Street	Calhoun Street	and Wells Street
Wells Street	Superior Street	and Huffman Street
Huffman Street	Wells Street	and Franklin Avenue
Franklin Avenue	Huffman Street	and Third Street
Third Street	Franklin Avenue	and Runnion Avenue
Spring Street	Franklin Avenue	and Runnion Avenue
Runnion Avenue	Spring Street	and Third Street
Baker Street	Calhoun Street	and Loop west of Clinton Street
Randolph Street	Spy Run Avenue	and Corporation's Spy Run Plant

and on each and all the streets, alleys and public places intersecting and crossing the above named streets and public places on which the trolley coaches of the Corporation are to be operated, with all necessary turnouts, loops and turnarounds, and in, over, upon and along such other streets and public places in the City of Fort Wayne and portions thereof, as the said Board of Public Works may from time to time in writing permit, subject to the approval of the Common Council of the City.

The City further gives and grants unto the Corporation, its successors and assigns, the right, authority, privilege and permit to locate, construct, erect, operate, maintain, repair and renew poles, supports, span wires, transmission and feeder wires, trolley wires, conduits, conductors, cables, transformers, guy wires, guy stubs and anchors, braces and other apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of the trolley coaches in, over, upon and along the streets and public places in this Section 1 named; provided, however, that the Corporation shall give to the said Board of Public Works advance written notice of all new construction work (excluding maintenance and repairs) undertaken by or on behalf of the Corporation under and pursuant to the authority in this paragraph granted to the Corporation.

It is expressly understood and agreed that the Corporation shall not locate and construct the aforementioned apparatus, fixtures, appliances and equipment on said South Wayne Avenue, south of that point thereon which is one hundred eighty-five (185) feet south of the south line of Maxine Drive in said City, and shall not locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point, unless and until it shall have received a written permit from the said Board of Public Works so to do, and upon the Corporation receiving such permit, it shall then have full right, power and authority to locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point to the south line of Sherwood Terrace; and to locate, construct, erect, operate, maintain, repair and renew all apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of trolley coaches in, over, upon and along said portion of said South Wayne Avenue, all upon the terms, provisions and conditions in this agreement contained.

The rights, authority, privileges, franchises and permits granted by this Section 1 are supplemental to, and shall in no way abrogate, impair or diminish, each and all of the rights which the Corporation now has, or may at any time or times have in the future, under or in any way connected with each and all of the indeterminate permits under or by virtue of the Public Service Commission Act for the State of Indiana, now owned or held or hereafter acquired by the Corporation."

Public notice is further given that after publication and posting thereof as required by law, the said contract as so amended shall be finally considered and determined by said Board of Public Works at a special meeting of the said Board of Public Works on the 11th day of August, 1941, at 7:30 o'clock P.M., in the regular meeting place of said Board of Public Works in the City Hall in said City of Fort Wayne.

Robert L. Beams

David Lewis

J. H. Johnson
Board of Public Works of the
City of Fort Wayne

ATTEST:

Char. F. Hess
Clerk

(SEAL)

TIME SCHEDULE FOR ADOPTION AND APPROVAL
OF THE TROLLEY COACH FRANCHISE BY THE
PROPER MUNICIPAL AUTHORITIES.

Wednesday
June 25, 1941.

1. Adoption of resolution by the Board of Public Works fixing form of franchise and calling public hearing.
2. Execution by Board of Public Works of notice to taxpayers of public hearing.

Saturday
June 28, 1941.

1. First publication of notice to taxpayers in Journal Gazette.
2. First publication of notice to taxpayers in News-Sentinel.
3. Posting of notice to taxpayers in ten places in Fort Wayne.

Note: The notice for the former trolley coach franchise was posted at the following places and the present notice should be posted in the same places:

1. Bulletin board at the east entrance of the Allen County Court House.
2. Bulletin board just outside the Controller's office at the City Hall.
3. Bulletin board at northerly end of corridor in the United States Court House and Post Office.
4. Pole of City at the southwest corner of State Street and Spy Run Avenue.
5. Pole 1918 of Indiana Service Corporation at the southeast corner of Anthony and Washington Boulevards.
6. Pole of City at the northeast corner of Creighton Avenue and Calhoun Street.
7. Railway pole of Indiana Service Corporation at the southeast corner of South Wayne Avenue and Rudisill Boulevard.

8. Pole 3964 of Indiana Service Corporation near intersection of Wells and Huffman Streets on the east side and just north of Huffman Street.
9. Railway pole of Indiana Service Corporation on south side of Main Street where the east line of Runyon Avenue intersects the same.
10. Pole 2868 of Indiana Service Corporation at the southeast corner of Anthony Boulevard and Pontiac Street.

Saturday
July 5, 1941.

1. Second publication of notice to taxpayers in Journal Gazette.
2. Second publication of notice to taxpayers in News-Sentinel.

Monday
July 7, 1941 (or
any date prior
to July 17, 1941)

1. Board of Park Commissioners consent to franchise.

Thursday
July 17, 1941

1. 7:30 o'clock P.M. public hearing by Board of Public Works.
2. Board of Public Works adopted Resolution, taking contract under advisement for final determination July 22, 1941.

Tuesday
July 22, 1941

1. Board of Public Works amends franchise and orders notice to taxpayers.
2. Board of Public Works executes notice to taxpayers of amended franchise.

Thursday
July 24, 1941

1. First publication of notice to taxpayers of amended franchise in Journal Gazette.
2. First publication of notice to taxpayers of amended franchise in News-Sentinel.

3. Posting of notice to taxpayers of amended franchise in same ten public places as original notice.

Thursday
July 11, 1941

1. Second publication of notice to taxpayers of amended franchise in Journal Gazette.
2. Second publication of notice to taxpayers of amended franchise in News-Sentinel.

Any date prior
to August 11, 1941

1. Board of Park Commissioners consent to franchise.

Monday
August 11, 1941

1. 7:30 o'clock P.M. public hearing by Board of Public Works.
2. Board of Public Works adopt Confirmatory Resolution.
3. Board of Public Works execute amended franchise.

Tuesday
August 12, 1941

1. Franchise presented to Common Council and referred to Committee on Contracts and Franchises.

Tuesday
August 26, 1941

1. Public hearing before Common Council at 7:30 o'clock P.M. Final reading and adoption of ordinance approving franchise after public hearing.

Complete copy as amended & supplemented

THIS AGREEMENT made and entered into this 11 day of August

1941, by and between the City of Fort Wayne (hereinafter called the "City"), a municipal corporation in the county of Allen, and state of Indiana, acting by and through its duly authorized Board of Public Works, party of the first part, and Indiana Service Corporation (hereinafter called the "Corporation"), an Indiana corporation, party of the second part, WITNESSETH:

WHEREAS, the Corporation operates the local passenger transportation system in the City of Fort Wayne by means of street cars, trackless trolley coaches equipped with rubber tires and operated without rails by means of electricity from overhead trolley wires (hereinafter referred to as "trolley coaches") and motor buses; and

WHEREAS, the City, by agreement, dated October 30, 1939, between it and the Corporation, duly approved and confirmed by the Common Council of the City on November 7, 1939, granted to the Corporation the right, authority, privilege and permit to locate, conduct, operate and maintain trolley coaches on certain streets and public places as therein specified and motor buses on certain streets and places as therein specified, and consented to the abandonment of passenger transportation service by street cars on certain streets and public places as therein specified; and

WHEREAS, the Corporation, subsequent to the approval and confirmation of said agreement dated October 30, 1939 by the Common Council of the City, modified and increased the Corporation's motor bus service theretofore rendered by reason of a change of motor bus routes and a substitution of motor buses for street cars on certain portions of its said local transportation system which had the lighter passenger traffic; and

WHEREAS, the Corporation on July 7, 1940 began, and has continued, the operation of trolley coaches, to replace street cars, on certain portions of its said local transportation system which had the heavier passenger traffic, and such operation has been satisfactory and has received favorable public acceptance; and

WHEREAS, the Corporation, upon obtaining approval of the necessary

regulatory authorities, proposes to replace its remaining street cars with trolley coaches and to make certain extensions to its motor bus operation, so as to provide the public with a unified, modern, rapid and convenient passenger transportation service throughout the City of Fort Wayne; and

WHEREAS, the Corporation has requested the City to grant to the Corporation the right, authority, privilege and permit to locate, conduct, operate and maintain trolley coaches on the streets and public places as hereinafter in Section 1 specified and motor buses on the streets and public places as hereinafter in Section 4 specified, all upon the terms, provisions and conditions hereinafter contained (being similar to those contained in the said agreement between the City and the Corporation dated October 30, 1939):

NOW, THEREFORE, for and in consideration of the premises and the mutual covenants and agreements hereinafter set forth, the parties hereto hereby covenant and agree as follows:

Section 1. The City, pursuant to the request of the Corporation, hereby gives and grants unto the Corporation, its successors and assigns, for the purpose of common carrier transportation of passengers for hire, the right, authority, privilege and permit to locate, conduct, operate and maintain trolley coaches in, over, upon and along the streets and public places in the City of Fort Wayne, Indiana, as follows, to-wit:

On the Following
Named Streets

Williams Street
Lafayette Street
Buchanan Street
Washington Boulevard
Glasgow Avenue

Washington Boulevard
Pontiac Street
Warsaw Street
Oxford Street
Anthony Boulevard
Rudisill Boulevard
Smith Street
South Wayne Avenue
Broadway

Main Street

Between the Following Named Streets

Calhoun Street	and	Lafayette Street
Williams Street	and	Buchanan Street
Lafayette Street	and	John Street
Wabash Avenue	and	Glasgow Avenue
Washington Boulevard		
	and	Maumee Avenue
Calhoun Street	and	Harmer Street
Calhoun Street	and	Bueter Road
Pontiac Street	and	Oxford Street
Warsaw Street	and	Anthony Boulevard
Oxford Street	and	Rudisill Boulevard
Anthony Boulevard	and	Smith Street
Rudisill Boulevard	and	Oxford Street
Creighton Avenue	and	Sherwood Terrace
Creighton Avenue	and	Entrance to Foster Park (Approx.opposite Foster Parkway
	and	Lindenwood Cemetery Entrance

On the Following
Named Streets

Between the Following Named Streets

Superior Street	Calhoun Street	and Wells Street
Wells Street	Superior Street	and Huffman Street
Huffman Street	Wells Street	and Franklin Avenue
Franklin Avenue	Huffman Street	and Third Street
Third Street	Franklin Avenue	and Runnion Avenue
Spring Street	Franklin Avenue	and Runnion Avenue
Runnion Avenue	Spring Street	and Third Street
Baker Street	Calhoun Street	and Loop west of Clinton Street
Randolph Street	Spy Run Avenue	and Corporation's Spy Run Plant

and on each and all the streets, alleys and public places intersecting and crossing the above named streets and public places on which the trolley coaches of the Corporation are to be operated, with all necessary turnouts, loops and turnarounds, and in, over, upon and along such other streets and public places in the City of Fort Wayne and portions thereof, as the said Board of Public Works may from time to time in writing permit, subject to the approval of the Common Council of the City.

The City further gives and grants unto the Corporation, its successors and assigns, the right, authority, privilege and permit to locate, construct, erect, operate, maintain, repair and renew poles, supports, span wires, transmission and feeder wires, trolley wires, conduits, conductors, cables, transformers, guy wires, guy stubs and anchors, braces and other apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of the trolley coaches in, over, upon and along the streets and public places in this Section 1 named; provided, however, that the Corporation shall give to the said Board of Public Works advance written notice of all new construction work (excluding maintenance and repairs) undertaken by or on behalf of the Corporation under and pursuant to the authority in this paragraph granted to the Corporation.

It is expressly understood and agreed that the Corporation shall not locate and construct the aforementioned apparatus, fixtures, appliances and equipment on said South Wayne Avenue, south of that point thereon which is one hundred eighty-five (185) feet south of the south line of Maxine Drive in said City, and shall not locate, conduct, operate and maintain trolley

coaches on said South Wayne Avenue south of said point, unless and until it shall have received a written permit from the said Board of Public Works so to do, and upon the Corporation receiving such permit, it shall then have full right, power and authority to locate, conduct, operate and maintain trolley coaches on said South Wayne Avenue south of said point to the south line of Sherwood Terrace, and to locate, construct, erect, operate, maintain, repair and renew all apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of trolley coaches in, over, upon and along said portion of said South Wayne Avenue, all upon the terms, provisions and conditions in this agreement contained.

The rights, authority, privileges, franchises and permits granted by this Section 1 are supplemental to, and shall in no way abrogate, impair or diminish, each and all of the rights which the Corporation now has, or may at any time or times have in the future, under or in any way connected with each and all of the indeterminate permits under or by virtue of the Public Service Commission Act for the State of Indiana, now owned or held or hereafter acquired by the Corporation.

Section 2. The Corporation, for the use of the streets and public places as in Section 1 hereof specified in the operation of its trolley coaches, agrees to pay, semi-annually on or before thirty (30) days after the first days of January and July in each year this agreement remains in effect with respect to trolley coaches, an amount equal to, and based on the rate of Four hundred seventeen dollars and sixty-six cents (\$417.66) per annum for each mile of said streets and public places as in Section 1 hereof specified on which the Corporation shall operate trolley coaches without any regular and consistent common carrier operation of local street or interurban railway cars on rails, which sum shall be determined and be paid upon the following terms and conditions:

On or before thirty (30) days after the first days of January and July, respectively, in each year this agreement remains in effect with respect to trolley coaches, the Corporation shall make and file with the Board of

Public Works of the City and the Controller of the City, respectively, a verified report showing (1) the number of miles of said streets and public places on which the Corporation shall have operated, in and for each and every day of the six (6) calendar months immediately preceding January and July respectively in each year, its trolley coaches (excluding, however, all such streets and public places where local street or interurban railway cars on rails are being regularly and consistently operated in addition to trolley coaches); (2) the aggregate number of miles of said streets and public places on which the Corporation shall have operated its trolley coaches during such six (6) months' period, to be determined by adding together the number of miles of said streets and public places shown by said report for each and every day of such period; (3) the average number of miles of said streets and public places on which the Corporation shall have operated its trolley coaches during such six (6) months' period, to be determined by dividing said aggregate number of miles for such period by the total number of days in such period, irrespective of whether trolley coaches are operated in each and every day of such period; and (4) the amount due for such six (6) months' period, to be determined by multiplying the said average number of miles for such period by Two hundred eight dollars and eighty-three cents (\$208.83).

The Corporation, concurrently with the making and filing of said report, shall pay (unless entitled to a credit as hereinafter in this paragraph provided) to the Controller of the City the amount shown by said report to be due to the City for such six (6) months' period. All amounts of money paid by the Corporation to the City under and pursuant to Section 2 of this agreement or Section 2 of said agreement, dated October 30, 1939, at any time and from time to time after the date hereof, shall be received, placed and held by the City in a special, separate and specific fund called "Trolley Coach Street Maintenance Fund" and shall be used and applied at any time and from time to time by the City for the purpose (and for no other purpose) of the maintenance and repair of the streets and other public places in the City of Fort Wayne upon which the Corporation is then operating trolley coaches under and pursuant

to this agreement or said agreement, dated October 30, 1939, upon the following conditions, namely, to-wit:

(a) Whenever in the opinion of the city engineer of the City and concurred in by the Corporation's transportation engineer (or concurred in by an independent engineer selected by the Corporation and approved by the City in the event the Corporation's engineer fails or refuses to concur within fifteen days after the City's request so to do) it is necessary or expedient to maintain and/or repair the streets and other public places, or any part or parts thereof, upon which the Corporation is then operating its trolley coaches under and pursuant to this agreement or said agreement, dated October 30, 1939, the City shall proceed to carry out and make such repairs in accordance with the directions and instructions of its engineer, concurred in and approved by the Corporation's engineer (or by an independent engineer selected as aforesaid if the Corporation's engineer fails or refuses to concur), and upon the completion of such maintenance and repair, the total cost thereof shall be paid by the City out of the aforesaid Trolley Coach Street Maintenance Fund.

(b) All moneys remaining in the Trolley Coach Street Maintenance Fund on the termination of the period commencing on the date hereof and ending on October 30, 1949, and on the termination of each and every ten (10) year period thereafter shall be credited and applied on the franchise fees first payable by the Corporation, under and in accordance with this Section 2, in the ten year period next succeeding, and shall remain in the Trolley Coach Street Maintenance Fund to be used and applied for the maintenance and repair in such succeeding ten year period upon the conditions as in Subdivision (a) of this paragraph of Section 2 provided, of the streets and other public places in the said City of Fort Wayne, upon which the Corporation is then operating trolley coaches as aforesaid, and the Corporation shall not be required to pay any further money to the City as and for its franchise fees in such

succeeding ten year period as heretofore in this Section 2 provided until such credit has been entirely exhausted.

(c) If and when this agreement shall terminate with respect to trolley coaches, the City shall return and pay to the Corporation all moneys then in the Trolley Coach Street Maintenance Fund, after deducting therefrom all moneys due from the Corporation to the City under this agreement or said agreement, dated October 30, 1939.

On the termination of the period commencing on the date hereof and ending on October 30, 1949, and on the termination of each and every ten (10) year period thereafter, either party hereto may, upon and by giving at least ninety (90) days' advance written notice prior to the termination of such period, request a revision of the franchise fee for trolley coaches, and thereupon the parties hereto shall meet and agree upon a new franchise fee, if possible, which new fee shall become and remain in full force and effect, shall be paid by the Corporation, and shall be held and applied by the City as provided in the paragraph immediately preceding (including Subdivisions (a), (b) and (c) thereof) until any other or further franchise fee revision in accordance with the provisions of this paragraph, which other or further franchise fee as so revised shall be paid by the Corporation and shall be held and applied by the City as provided in the paragraph immediately preceding (including Subdivisions (a), (b) and (c) thereof). In the event the parties are unable to agree upon a franchise fee revision within the last ninety (90) days of such period, then such franchise fee revision shall be submitted to a board of arbitration, which shall be composed of three (3) members to be selected within thirty (30) days after the said ninety (90) days, one of whom shall be selected by the City, one of whom shall be selected by the Corporation, and the third of whom shall be selected by the other two members. Such board of arbitration shall meet and continue sessions without unnecessary delay until a decision is reached, and, after hearing both the City and the Corporation, shall determine the franchise fee for trolley coaches to become effective and remain in force and effect for the

ten (10) year period immediately following the period in which the aforesaid notice was given and for each ten (10) year period thereafter, until further revised in accordance with the provisions of this paragraph, and all such franchise fees so determined by such board of arbitration shall be paid by the Corporation and shall be held and applied by the City as provided in the paragraph immediately preceding (including Subdivisions (a), (b) and (c) thereof). The determination and decision of a majority of the said board of arbitration shall be final, conclusive and binding upon each of the parties hereto.

In case the Corporation shall default in making the aforesaid payment of franchise fees, and such default shall continue for sixty (60) days, the City shall have the right, at its election, to terminate this agreement with respect to trolley coaches, by resolution duly adopted by the Common Council of the City and approved by its Mayor, and by serving a copy thereof upon the President of the Corporation.

Section 3. The Corporation, in addition to the amounts provided to be paid by it under Section 2 hereof, shall pay to the City Six Thousand Three Hundred Dollars (\$6,300) upon its request and Four Thousand Forty Dollars (\$4,040) upon the date of the commencement of trolley coach service upon the streets and other public places mentioned in Section 1 hereof and a like amount of Four Thousand Forty Dollars (\$4,040), one, two, three and four years respectively, thereafter. All of such money so paid by the Corporation to the City shall be received, placed and held by the City in a special, separate and specific fund called "Trolley Coach Street Renewal Fund" and shall be used and applied at any time and from time to time by the City for the purpose (and for no other purpose) of reconstructing and renewing the streets and other public places in the City of Fort Wayne upon which the Corporation is then operating trolley coaches under and pursuant to this agreement or said agreement, dated October 30, 1939.

Section 4. The City, pursuant to the request of the Corporation, hereby gives and grants unto the Corporation, its successors and assigns,

for the purpose of common carrier transportation of passengers for hire, the right, authority, privilege and permit to locate, conduct, operate and maintain motor buses and other self-propelled or motor driven vehicles (hereinafter referred to collectively as "motor buses") in, over, upon and along the streets and public places in the said City of Fort Wayne, as follows, to-wit:

On the Following
Named Streets

Taylor Street
Stophlet Street
Riedmiller Avenue

Between the Following Named Streets

Townsend Street	and	Ardmore Avenue
Nelson Street	and	Riedmiller Avenue
Taylor Street	and	Stophlet Street

and on each and all of the streets, alleys and public places intersecting and crossing the above named streets and public places on which the motor buses of the Corporation are to be operated, with all necessary turnouts, loops and turnarounds and such temporary variations from the above named streets, or any of them, as may from time to time be required to meet emergencies or unusual conditions, and in, over, upon and along such other streets and public places in the said City of Fort Wayne and portions thereof, as the said Board of Public Works may from time to time in writing permit, subject to the approval of the Common Council of the City.

The rights, authority, privileges, franchises and permits granted by this Section 4 are supplemental to, and shall in no way abrogate, impair or diminish, each and all of the rights, which the Corporation now has, or may at any time or times have in the future, under or in any way connected with each and all of the certificates of public convenience and necessity for the operation of motor buses under or by virtue of the Motor Vehicle Act of the State of Indiana, now owned or held or hereafter acquired by the Corporation, and the City hereby consents to and approves the establishment and operation, under a certificate or certificates of public convenience and necessity issued by the Public Service Commission for the State of Indiana, of motor buses by the Corporation upon the streets and public places as in this Section 4 named.

Section 5. The City, pursuant to the request of the Corporation, hereby consents to the abandonment by the Corporation of its street railway service rendered by electric street cars operated upon rails or tracks in, over, upon and along the streets and public places in the said City of Fort Wayne, as follows, to-wit:

<u>On the Following Named Streets</u>	<u>Between the Following Named Streets</u>		
Pontiac Street	Calhoun Street	and	Private Right of Way east of Wayne Trace
Fenker Street	Private Right of Way	and	Raymond Avenue
Raymond Avenue	Fenker Street	and	Private Right of Way (opposite Shady Brook Drive)
Redwood Avenue	Raymond Avenue	and	Felician Street
Felician Street	Redwood Avenue	and	Private Right of Way
Warsaw Street	Pontiac Street	and	Oxford Street
Oxford Street	Warsaw Street	and	Anthony Boulevard
South Wayne Avenue	Creighton Avenue	and	Point south of Maxine Drive
Broadway	Main Street	and	Rudisill Boulevard
Main Street	Clinton Street	and	Leesburg Road
Superior Street	Spy Run Avenue	and	Wells Street
Wells Street	Superior Street	and	Huffman Street
Huffman Street	Wells Street	and	Franklin Avenue
Franklin Avenue	Huffman Street	and	Third Street
Third Street	Franklin Avenue	and	Runnion Avenue
Spy Run Avenue	Superior Street	and	State Boulevard
Randolph Street	Spy Run Avenue	and	Corporation's Spy Run Plant
Creighton Avenue	Broadway	and	Calhoun Street
Calhoun Street	Superior Street	and	Pontiac Street
Clinton Street	Main Street	and	Columbia Street
Harrison Street	Main Street	and	Columbia Street
Columbia Street	Clinton Street	and	Harrison Street

upon commencement of service rendered by trolley coaches over the routes to be substituted therefor in, upon and along certain of the streets and public places as named in Section 1 hereof. It is understood and agreed that the Corporation shall at no time or times in the future reestablish street railway service by means of electric street cars operated on rails or tracks in or upon any or all of the streets as in this paragraph named without the consent of the City first had and obtained.

Section 6. In the installation, maintenance, renewal and repair of the poles, supports, span wires, transmission and feeder wires, trolley wires, conduits, conductors, cables, transformers, guy wires, guy stubs and

anchors, braces and other apparatus, fixtures, appliances and equipment mentioned in Section 1 hereof, the Corporation may place, operate and maintain the same in such manner as to allow the trolley coaches to accommodate themselves to traffic conditions and to be operated freely over either side of the street, and shall obstruct the streets and public places to such extent only as shall be reasonably necessary; provided, however, that the Corporation shall give to the said Board of Public Works advance written notice of all new construction work (excluding maintenance and repairs) undertaken by or on behalf of the Corporation. The Corporation may make all necessary excavations and openings in the streets and other public places of the City for the purpose aforesaid, and when making such excavations and openings, shall, by signal, guards, barricades or otherwise protect the public from injury to persons and property, and shall save and hold the City harmless from all damages, costs and expenses which the City may be compelled to pay proximately caused by the carelessness or negligence of the Corporation in the construction, maintenance and operation of its trolley coach system and motor bus system hereby authorized. The Corporation shall restore all streets and public places opened by it for the purpose aforesaid to as nearly as practicable the same order and condition as the same were before such opening.

Section 7. Each turnout, loop and turnaround located on private property and used by the Corporation in the operation of its trolley coaches or motor buses shall be placed and maintained by the Corporation, at its own cost and expense, in good condition and so as to present a neat and attractive appearance in keeping with the community in which each such turnout, loop or turnaround shall be located.

Section 8. The Corporation shall keep the trolley coaches and motor buses clean, properly ventilated and heated, provided with comfortable seats, efficiently lighted at night with electricity or other approved means, in good repair, and painted and decorated so as to present an attractive appearance both on the outside and inside. Each trolley coach and motor bus

shall have thereon the name of the line or route or the point of destination, in letters of such size as may be readily seen at a reasonable distance by persons of ordinary eyesight in the daytime, and at night shall have displayed on the front end thereof the name of the line or route or point of destination, so illuminated as to be readily seen at a reasonable distance by persons of ordinary eyesight. The Corporation in the operation of its trolley coach system and motor bus system shall furnish reasonably adequate service and facilities.

Section 9. All of the rights, authority, privileges, franchises and permits herein and hereby granted to the Corporation, its successors and assigns, shall in no manner or degree abrogate, impair or diminish any or all of the rights, privileges, franchises and permits which the Corporation now has, or the Corporation, its successors and assigns, may have at any time or times in the future, under or pursuant to the Public Service Commission Act, the Motor Vehicle Act of the State of Indiana, or any other Act or Acts of the State of Indiana with respect to or in any way connected with the operation by the Corporation of a trolley coach system and/or motor bus system, and all the rights, authority, privileges, franchises and permits given, granted and provided for by this agreement shall supplement, and be in addition to, all other rights, authority, privileges, franchises and permits of the Corporation, its successors and assigns, with respect to its operation of a trolley coach system and/or motor bus system. This franchise agreement shall be indeterminate as to the period of its duration, except as to the right of termination by the City as provided by Section 2 hereof; provided, however, that if for any reason or cause whatsoever it shall cease to be indeterminate in duration or shall be annulled or become inoperative as an indeterminate franchise agreement, this agreement shall extend for and during the term of forty (40) years from and after October 30, 1939.

Section 10. The Corporation, at its own cost and expense and within four (4) years from the date hereof, shall remove such of the tracks and rails of the Corporation, together with their appurtenances, in the streets

and public places named in Section 5 hereof as are no longer used for street or interurban railway operations, and shall restore the spaces thus left in each such street or public place so as to conform in condition and type of improvement to the portion of such street or public place on either side thereof; provided, however, that on all paved streets which at any time or times in the future shall be restored under and in accordance with this Section 10 or Section 11 of said agreement, dated October 30, 1939, and which do not have a brick type of pavement, the Corporation will make such restorations with a concrete type of pavement, and that on all paved streets which at any time or times in the future shall be restored under and in accordance with this Section 10 or Section 11 of said agreement, dated October 30, 1939, and which have a brick type of pavement, the Corporation will make such restorations with a brick type of pavement. All work in connection with such track removal and restoration of streets shall be carried on in such manner and under such conditions as shall be satisfactory to both of the parties hereto. During each year of said four (4) year period the Corporation shall remove and restore at least one-fourth ($1/4$) of the total mileage of rails to be removed and of the streets to be restored as aforesaid. In the event that in any year of the said four (4) year period the Corporation shall remove and restore more than one-fourth ($1/4$) of the total mileage of rails to be removed and of streets to be restored as aforesaid, such excess may be applied by the Corporation to its one-fourth requirement of track removal and street restoration for any subsequent year.

In the event the Corporation shall fail to remove and restore in any one or more years of said four (4) year period, the mileage of tracks and street to be removed and restored, respectively, in such year, the City shall have the right, upon giving sixty (60) days' advance written notice to the Corporation, to remove and restore respectively such amount of track and street, at such places as the City shall determine, but at the expense of the Corporation, which Corporation upon the payment to the City of such expenses shall be entitled to receive and hold as the owner thereof all

tracks, rails, ties, brick and all other equipment, appurtenances and materials removed by the City.

Section 11. This agreement, and each and all of the terms and provisions thereof, shall be binding upon, and shall inure to the benefit of, the parties hereto and their respective successors and assigns, and shall be in full force and effect from and after the date of its being approved by ordinance duly adopted by the Common Council of the City.

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

APPROVED AS TO FORM AND
LEGALITY

By Matt E. Delmonico
City Attorney

(SEAL)

ATTEST:

Wm. F. Hen
Clerk
N. H. Baatz
Mayor

(SEAL)

ATTEST:

James E. Seale
Asst. Secretary

CITY OF FORT WAYNE, INDIANA

By Robert L. Heam

David Lewis

J. H. Johnson
Its Board of Public Works

INDIANA SERVICE CORPORATION

By Marion D. ...
President

PROOF OF PUBLICATION

STATE OF INDIANA)
) SS.
COUNTY OF ALLEN)

DONALD H. WALKER, being first duly sworn on oath, deposes and says that he is the duly authorized agent of Indiana Service Corporation, an Indiana corporation, and that on behalf of said Corporation and at the expense of said Corporation, he caused a full and complete text of the contract between the City of Fort Wayne, in Allen County, Indiana, acting by and through its Board of Public Works, and the Indiana Service Corporation, giving said Corporation the right to locate, conduct, operate and maintain trackless trolley coaches and motor buses over and along certain streets and other public places in the said city of Fort Wayne, together with the notice of a public hearing thereon on the 17th day of July, 1941 at 7:30 o'clock P.M. at the regular meeting place of said Board of Public Works in the City Hall in said city of Fort Wayne, to be published on the 28th day of June, 1941 and the 5th day of July, 1941 in the Fort Wayne News-Sentinel and the Fort Wayne Journal-Gazette, respectively, the same being two daily newspapers of general circulation printed in the English language in Allen County, Indiana, and being indicated by the said Board of Public Works; that attached hereto, marked Exhibit "A", and Exhibit "B", respectively, are affidavits of the publishers of said newspapers, showing proof of publication in said newspapers, together with copies of the notice so published; that on the 28th day of June, 1941, he also did post copies of such contract, together with the notice of a public hearing thereon,

in ten public places in said city; and that attached hereto, marked Exhibit "C", is a copy of the notice posted as aforesaid in ten public places in said city and on the back thereof are listed the places where said notice was posted.

Donald H. Walker

Subscribed and sworn to before me this 7th day of July, A.D. 1941.

Grace K. Miesner
Notary Public

My commission expires: March 18, 1943

STATE OF INDIANA, ALLEN COUNTY, SS.

A. D. 19 41

... ..

EXHIBIT "A"

named Streets
 and Lafayette Street
 and Buchanan Street
 and Buchanan Street
 and Glasgow Avenue
 and Maunroe Avenue
 and Harmer Street
 and Butler Road
 and Oxford Street
 and Anthony Boulevard
 and Rudland Boulevard
 and Oxford Street
 and Sherwood Terrace
 and Oxford Street to Foster
 and Park (Approx. opposite
 and Foster Parkway)
 and Lindenwood Cemetery
 and Entrance
 and Wells Street
 and Huffman Street
 and Franklin Avenue
 and Third Street
 and Rudland Avenue
 and Rudland Avenue
 and Third Street
 and Loop west of
 and Clinton Street
 and Corporation's Spy
 and Run Plant

and as work loads of the streets, shops and public places increasing and crowding the above named streets and public places on which the motor buses of the Corporation are to be operated, with an necessary increase in speed and increased and such temporary variations from the above named streets, or any of the

Between the following named streets

7. Grand Street	and 1st Street
North Street	and 2nd Street
Taylor Street	and 3rd Street

Wayne, upon which the Corporation is then operating trolley cars as aforesaid, and the Corporation shall be required to pay any further money as to City as and for its franchise fee in such succeeding ten year periods as hereinafter in this Section provided until such credit has been fully exhausted.

Section 1. This agreement shall terminate with respect to trolley coaches on the date when the Corporation shall have paid to the City the sum of \$100,000, and pay to the Corporation all money then due to the City from the Trolley Coach Street Maintenance Fund, after deducting therefrom all money due from the Corporation to the City under this agreement or any other agreement, dated October 30, 1933.

On the termination of the period commencing on the date hereof and ending on October 30, 1934 and on the termination of each and every ten (10) year period thereafter, either party hereto may, upon and by giving at least sixty (60) days' advance written notice prior to the termination of such period, request a revision of the franchise fee for trolley coaches, and thereupon the parties hereto shall meet and agree upon a new franchise fee. If possible, which new fee shall become and remain in full force and effect, shall be paid by the Corporation, and shall be held and applied by the City as provided in the paragraph immediately preceding (including Subdivisions (a), (b) and (c) thereof) until any other or further franchise fee revision in accordance with the provisions of this paragraph, which shall be paid by the Corporation, and shall be held and applied by the City as provided in the paragraph immediately preceding (including Subdivisions (a), (b) and (c) thereof). In the event the parties are unable to agree upon a franchise fee revision within the last sixty (60) days of such period, then such franchise fee revision shall be submitted to a board of arbitration, which shall be composed of three (3) members to be selected within thirty (30) days after the said sixty (60) days, one of whom shall be selected by the City, one of whom shall be selected by the Corporation, and the third of whom shall be selected by the other two members. Such board of arbitration shall meet and continue sessions without unnecessary delay until a decision is reached, and after hearing both the City and Corporation, shall determine the franchise fee for trolley coaches to become effective and remain in force until the expiration of the ten (10) year period immediately following the period in which the aforesaid notice was given and for each ten (10) year period thereafter, until further revised in accordance with the provisions of this paragraph, and all such franchise fees so determined by such board of arbitration shall be paid by the Corporation and shall be held and applied by the City as provided in the paragraph immediately preceding (including Subdivisions (a), (b) and (c) thereof). The determination and decision of a majority of the said board of arbitration shall be final, conclusive and binding upon each of the parties hereto.

In case the Corporation shall default in making the aforesaid payment of franchise fees, and such default shall continue for sixty (60) days the City shall have the right, at its election, to terminate this agreement with respect to trolley coaches, by resolution duly adopted by the Common Council of the City and approved by its Mayor, and by serving a copy thereof upon the President of the Corporation.

Section 2. The Corporation, in addition to the amounts provided to be paid by it under Section 1 hereof shall pay to the City Six Thousand three hundred dollars (\$6,300) upon its request and Four thousand forty dollars (\$4,400) upon the date of the commencement of trolley coach service upon the streets and other public places mentioned in Section 1 hereof and a like amount of Four thousand four hundred dollars (\$4,400), one, two, three and four years respectively, thereafter. All of such money so paid by the Corporation to the City shall be received, placed and held by the City in a special, separate and specific fund called "Trolley Coach Street Renewal Fund" and shall be used and applied at any time and from time to time by the City for the purpose (and for no other purpose) of reconstructing and resurfacing the streets and other public places in the City of Fort Wayne upon which the Corporation is then operating trolley coaches under and pursuant to this agreement or said agreement, dated October 30, 1933.

Section 4. The City, pursuant to the request of the Corporation hereby agrees and grants unto the Corporation, its successors and assigns, for the purpose of common carrier transportation of passengers for hire, the right, authority, privilege and permit to locate, conduct, operate and maintain motor buses and other self-propelled or motor driven vehicles (hereinafter referred to collectively as "motor buses") in, over, upon and along the streets and public places in the said City of Fort Wayne, as follows, to-wit:

On the Following Named Streets
Taylor Street
Snoplet Street
Riedmiller Avenue

Between the Following Named Streets
Townsend Street and Ardmore Avenue
Nelson Street and Riedmiller Avenue
Taylor Street and Snoplet Street

and on each and all of the streets, alleys and public places intersecting and crossing the above named streets and public places on which the motor buses of the Corporation are to be operated with all necessary turnouts, loops and turnarounds and such temporary variations from the above named streets, or any of them, as may from time to time be required to meet emergencies or unusual conditions, and in, over, upon and along such other streets and public places in the said City of Fort Wayne and portions thereof as the said Board of Public Works may from time to time in writing permit, subject to the approval of the Common Council of the City.

The rights, authority, privileges, franchises and permits granted by this Section 4 are supplemental to, and shall in no way abrogate, impair or diminish, each and all of the rights, which the Corporation now has, or may at any time or times have in the future, under or in any way connected with each and all of the certificates of public convenience and necessity for the operation of motor buses under or by virtue of the Motor Vehicle Act of the State of Indiana, now owned or held or hereafter acquired by the Corporation, and the City hereby consents to and approves the reestablishment and operation, under a certificate or certificates of public convenience and necessity issued by the Public Service Commission for the State of Indiana, of motor buses by the Corporation upon the streets and public places as in this Section 4 named.

Section 5. The City, pursuant to the request of the Corporation, hereby consents to the abandonment by the Corporation of its street railway service rendered by electric street cars operated upon rails or tracks in, over, upon and along the streets and public places in the said City of Fort Wayne, as follows, to-wit:

On the Following Named Streets
Pontiac Street

Between the Following Named Streets
Calhoun Street and Private Right of Way east of Wayne Trench

Fenker Street
Raymond Avenue

Private Right of Way
Fenker Street and Raymond Avenue
Private Right of Way opposite Shady Brook Drive

Redwood Avenue
Fellman Street
Warsaw Street
Oxford Street
South Wayne Avenue

Raymond Avenue and Fellman Street
Redwood Avenue and Private Right of Way
Pontiac Street and Oxford Street
Warsaw Street and Anthony Boulevard
Creighton Avenue and Point south of Maxima Drive

Broadway
Main Street
Superior Street
Wells Street
Huffman Street
Franklin Avenue
Third Street
Spy Run Avenue
Randolph Street

Main Street and Rudolph Boulevard
Clinton Street and Leesburg Road
Spy Run Avenue and Wells Street
Superior Street and Huffman Street
Wells Street and Franklin Avenue
Huffman Street and Third Street
Franklin Avenue and Runyon Avenue
Superior Street and State Boulevard
Spy Run Avenue and Corporation's Spy Run Plant

Creighton Avenue
Calhoun Street
Clinton Street
Harrison Street
Columbia Street

Broadway and Calhoun Street
Superior Street and Pontiac Street
Main Street and Columbia Street
Main Street and Columbia Street
Clinton Street and Harrison Street

upon commencement of service rendered by trolley coaches over the routes to be substituted therefor in, upon and along certain of the streets and public places as named in Section 1 hereof. It is understood and agreed that the Corporation shall at no time or times in the future re-establish street railway service by means of electric street cars operated on rails or tracks in or upon any or all of the streets as in this paragraph named without the consent of the City first had and obtained.

Section 6. In the installation, maintenance, renewal and repair of the poles, supports, span wires, transmission and leader wires, trolley wires, conduits, conductors, cables, transformers, guy wires, guy stabs and anchors, braces and other apparatus, fixtures, appliances and equipment mentioned in Section 1 hereof, the Corporation may place, operate and maintain the same in such manner as to allow the trolley coaches to accommodate themselves to traffic conditions and to be operated freely over either side of the street, and shall obstruct the streets and public places to such extent only as shall be reasonably necessary; provided, however, that the Corporation shall give to the said Board of Public Works advance written notice of or on behalf of the Corporation, the Corporation may make all necessary excavations and openings in the streets and other public places of the City for the purpose aforesaid, and when making such excavations and openings, shall, by signal, guards, barricades or otherwise protect the public from injury to persons and property, and shall save and hold the City harmless from all damages, costs and expenses which the City may be compelled to pay proximately caused by the carelessness or negligence of the Corporation in the construction, maintenance and operation of its trolley coach system and motor bus system hereunder. The Corporation shall restore all streets and public places opened by it for the purpose aforesaid to as nearly as practicable the same order and condition as the same were before such opening.

Section 7. Each turnout, loop and turnaround located on private property and used by the Corporation in the operation of its trolley coaches or motor buses shall be placed and maintained by the Corporation, at its own cost and expense, in good condition and so as to present a neat and attractive appearance in keeping with the community in which each such turnout, loop or turnaround shall be located.

Section 8. The Corporation shall keep the trolley coaches and motor buses clean, properly ventilated and heated, provided with comfortable seats, efficiently lighted at night with electricity or other approved means, in good repair, and painted and decorated so as to present an attractive appearance both on the outside and inside. Each trolley coach and motor bus shall have thereon the name of the line or route or the point of destination, in letters of such size as may be readily seen at a reasonable distance by persons of ordinary eyesight in the daytime, and at night shall have displayed on the front end thereof the name of the line or route or point of destination, so illuminated as to be readily seen at a reasonable distance by persons of ordinary eyesight. The Corporation shall operate its trolley coach system and motor bus system shall furnish reasonably adequate service and facilities.

Section 9. All of the right, authority, privileges, franchises and permits herein and hereby granted to the Corporation, its successors and assigns, shall in no manner or degree abrogate, impair or diminish any or all of the rights, privileges, franchises and permits which the Corporation now has, or the Corporation, its successors and assigns, may have at any time or times in the future, under or pursuant to the Public Service Commission Act, the Motor Vehicle Act of the State of Indiana, or any other Act of the State of Indiana, in connection with the operation of its trolley coach system and/or motor bus system, and all the rights, authority, privileges, franchises and permits given, granted and provided for by this agreement shall supplement, and be in addition to, all other rights, authority, privileges, franchises and permits of the Corporation, its successors and assigns, with respect to its operation of a trolley coach system and/or motor bus system. This franchise agreement shall be indeterminate as to the period of its duration, except as to the right of termination by the City as provided by Section 2 hereof; provided, however, that if for any reason or cause whatsoever it shall cease to be in operation in duration or shall be annulled or become inoperative as an indeterminate franchise agreement, this agreement shall extend for and during the term of forty (40) years from and after October 30, 1933.

Section 10. The Corporation at its own cost and expense and within four (4) years from the date hereof, shall remove such of the tracks and rails of the Corporation, together with their appurtenances in the streets and public places named in Section 5 hereof as are no longer used for street or interurban railway operations, and shall restore the space thus left to each such street or public place so as to conform in condition and type of improvement to the portion of such street or public place on either side thereof provided, however, that on all paved streets which at any time or times in the future shall be restored under and in accordance with this Section 10 or Section 11 of said agreement, dated October 30, 1933, and which do not have a brick type of pavement, the Corporation will make such restorations with a concrete type of pavement, and that on all paved streets which at any time or times in the future shall be restored under and in accordance with this Section 10 or Section 11 of said agreement, dated October 30, 1933, and which have a brick type of pavement, the Corporation will make such restorations with a brick type of pavement. All work in connection with such track removal and restoration of streets shall be carried on in such manner and under such conditions as shall be satisfactory to both of the parties hereto. During each year of said four (4) year period the Corporation shall remove and restore at least one-fourth (1/4) of the total mileage of rails to be removed and of the streets to be restored as aforesaid in the event that in any year of the said four (4) year period the Corporation shall remove and restore more than one-fourth (1/4) of the total mileage of rails to be removed and of streets to be restored as aforesaid, such excess may be applied by the Corporation to its one-fourth requirement of track removal and street restoration for any subsequent year.

In the event the Corporation shall fail to remove and restore in any one or more years of said four (4) year period the mileage of tracks and street to be removed and restored, respectively, in such year, the City shall have the right, upon giving sixty (60) days' advance written notice to the Corporation to remove and restore respectively such amount of track and street, at such places as the City shall determine, but at the expense of the Corporation, which Corporation upon the payment to the City of such expense shall be entitled to receive and hold as the owner thereof all tracks, rails, ties, brick and all other equipment, appurtenances and materials removed by the City.

Section 11. This agreement, and each and all of the terms and provisions thereof, shall be binding upon, and shall inure to the benefit of, the parties hereto and their respective successors and assigns and shall be in full force and effect from and after the date of its being approved by ordinance duly adopted by the Common Council of the City.

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

APPROVED AS TO FORM AND LEGALITY. CITY OF FORT WAYNE, INDIANA

By _____ City Attorney By _____

(Seal) _____

ATTEST: _____ Its Board of Public Works

_____ Clerk

_____ Mayor INDIANA SERVICE CORPORATION

(Seal) _____

ATTEST: _____ By _____

_____ Secretary _____ President

Public notice is further given that said Board of Public Works did also fix the time at which said contract shall be finally considered as the 17th day of July, 1934, at the hour of 7 o'clock p.m. at the regular meeting place of said Board of Public Works in the City Hall, in said City of Fort Wayne, Indiana, at which time and place a public hearing will be held and at which any taxpayer may appear and file protest against as, and all of the provisions in said contract.

By _____

(Seal) _____

ATTEST: CHAS. F. HESS, Clerk

By _____

_____ Board of Public Works of the City of Fort Wayne, Indiana

_____ J. H. JOHNSON

_____ J. H. JOHNSON

the racing fans of the
Friday at 10 tracks. I
from coast to coast.
Kryn, one of the oldest
eastern handicaps, drew
aters. Your Chance, with
urban last month, was
weight of 121 pounds
and a quarter century
slight favorite on the

Great American Handi-
capped a field of six two-
six furlongs supported
card.
ro Park the \$5,000 Polk
lake at five furlongs at
g. Indian, 122, and nine
e fillics.

England card at Suffolk
headed by the \$5,000
Handicap at six furlongs.
Fair was favored. The
led 117 pounds and the
st.

a West's top attraction
O Matron Manders over
at Arlington Park. The
the high weight at 121

red \$3,000 De La Salle
high fidelity was high
pounds. The distance
and 70 yards and the
st.

portant events were
Hollywood Park in
the top event was the
y States at a mile and
and mares. The \$3,000
leap at a mile drew
among seven three-year-
\$3,000 Champion Hand-
ed seven older horses
1-16.

Seeking To e For 1940 Los

DAVERPORT, Pa., June 28.—(A
P)—Midshipman Joe Hunt is back
where he left off last year in his
fight for the National Intercollegiate
tennis championship.

The Nation's fourth-ranked star
faced Southern California's Ted Gie-
win today in finals of the 37th an-
nual classic and ruled a heavy fa-
vorite to succeed Don McNeill, Ken-
yon College graduate, who beat him
in the 1940 title match.

Hunt, top-seeded in the tourney,
reached the finals yesterday by de-
feating Joe Davis of Vanderbilt, 6-
8, 8-6.

Glewin, trying to give the coast
its first championship since 1914, ad-
vanced to the finals by defeating
Bill Canning, of California.

Farm Nine Faces Waterloo.
(Special to The News-Sentinel)
AUBURN, Ind., June 28.—The
County Farm baseball team will play
the Waterloo nine Sunday afternoon
at 2:30 o'clock at Myers Field near
here. County Farm won from Erling
field, 12 to 5, last Sunday.

Monroe Street patrol sergeant,
James Todd, 3222 Robbwood Drive,
and Carl Ormlston, 2405 Thompson
Avenue, desk sergeants. Ormlston has
been serving as acting desk sergeant
on the day trick only since the resig-
nation of Desk Sergeant Dan Kline
six weeks ago.

At the time Chief Stumpff was de-
signated acting chief, he was serving
as captain of police. Into this post
as acting captain, was moved Knight
then lieutenant on the 11 p.m. to
a.m. shift. Rippe, a patrol sergeant of
the 3 to 11 p.m. trick, was designated
acting lieutenant, while Officers
Fleischman and Todd were given act-
ing sergeants. When Mayor Baugh
acted to make Stumpff's rank per-
manent the board of deputy fol-
lowed suit and made all the acting appoint-
ments permanent also.

Service records of the new staff of-
ficers are as follows: Knight, appointed
September 4, 1921, serving as
patrol driver and patrolman until
January 16, 1933, when he was pro-
moted to lieutenant; Rippe, appointed
January 1, 1927, serving as patrol-
man until January 16, 1933, when as

but I know I can still coach."
The showdown may come July 15,
when the Illinois athletic board
meets. At present, it is divided 3-2
on Zuppke, not counting Wilson's
vote, and it is doubtful if he will be
permitted to vote on a matter con-
cerning himself.

Fort Wayne Netters To Meet Mishawaka

Mishawaka's tennis team will
engage Fort Wayne's squad at the Fort
Wayne Country Club Courts Sunday
afternoon. The match, a Northern
Indiana Tennis League encounter,
will get under way at 2 o'clock.

Old Fufka, well known in Indi-
ana's tennis world as the state inter-
collegiate singles champion, will lead
the Mishawaka outfit in its tennis
here.

Fort Wayne has yet to take part
in a league match. Its opener with
Gary was rained out and Sturges did
not show up for its scheduled match
last Sunday.

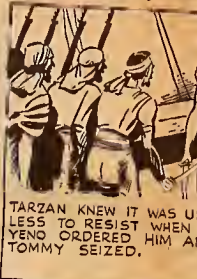
5 Policemen Confirmed In New Positions

Knight, Rippe, Fleischman,
Todd and Ormlston
Get Promotions.

Action of the Board of Safety was
taken Friday night confirming five
police officers in ranking positions
which four have held for the past
six months in acting capacities. The
board's action was taken pursuant to
that by which Mayor Harry W. Baugh
designated Acting Chief of Police
July 1, Stumpff as Chief of the depart-
ment.

Affected by the board's action were
Francis C. Knight, 3032 Plaza Drive,
captain of police; William E. Rippe,
4202 South Wayne Avenue, lieutenant
of police; Richard Fleischman, 3110

TARZAN--Galley Slaves



TARZAN KNEW IT WAS USE-
LESS TO RESIST WHEN VIL-
YENO ORDERED HIM AND
TOMMY SEIZED.



SO, TOMMY AND TARZAN WERE TAKEN
ABOARD THE CAPTURED PALADINE
GALLEY AND CHAINED TO AN RAIL-BENCH.

Ed (Fireball) Fiegelski.
"AND HERE
THE SL
DEATH
YOUR T

world will become Zollner Platoon foes
over the week end. Bloomington, Ill.,
will come to the Municipal Beach to-
night in the role of the newcomer,
while the Briggs Beauty Wars ten
of Detroit will duel the Fort Wayne
club on Sunday night. Both tilts will
start at 8:20 o'clock.

Little is known about the Bloom-
ington outfit. According to meagre ad-
vance reports, the Illinois ten has
been looking impressive in several
tilts this campaign and should give
the Zollner ten the severest of tests.
Leo Lukon will hurl for the Pistons
tonight.

The Detroit ten, which ranks
among the great football outfits, will
come here loaded for bear. The Pis-
tons, who climbed up in national
outfall rankings by knocking off
Rochester's national champions here
Wednesday and Thursday, now rate
as a formidable foe.

Ed (Fire Ball) Fiegelski, ace Detroit
moundsman, will hurl for the Briggs

Ed (Fireball) Fiegelski.

Only 3 Night Games Carded In Pro League

55-Game Schedule For Grid



SO, TOMMY AND TARZAN WERE TAKEN ABOARD THE CAPTURED PALADENE GALLEY AND CHAINED TO AN OAR-BENCH.



AND HE THE SL DEATH YOUR T

world will become Zollner Piston foes over the week end. Bloomington, Ill., will come to the Municipal Beach to-night in the role of the newcomer, while the Briggs Beauty Wars ten of Detroit will duel the Fort Wayne club on Sunday night. Both tilts will start at 8:30 o'clock.

Little is known about the Bloomington outfit. According to meagre advance reports, the Illinois ten has been looking impressive in several tilts this campaign and should give the Zollner ten the severest of tests.

Leo Luken will hurt for the Pistons tonight.

The Detroit ten, which ranks among the great softball outfits, will come here loaded for bear. The Pistons, who climbed up in national softball rankings by knocking off Rochester's national champions here Wednesday and Thursday, now rate as a formidable foe.

Ed (Fire Ball) Figelski, ace Detroit moundsman, will hurt for the Briggs ten, while Stan Lipa will work for Zollner.

Figelski has twirled a perfect game this year, in which he did not allow a runner to reach first base and did not permit a ball to be hit out of the infield. He has a record of three wins and no losses in national tournament play.

One Walther Game.

There will be little league action over the week end. Only one Walther League tilt is scheduled and that clash will pair Redeemer and Emmaus at 7 o'clock in a preliminary to the Zollner-Briggs clash at the Beach. Standings in the Walther League:

	W.	L.
Concordia	4	0
Redeemer	1	1
Zion	1	1
Trinity	1	2
Emmaus	0	3

The Main Auto Municipal B League was in somewhat of a turmoil today. Both Bueter Chevrolet and Local 57 blew chances to win undisputed possession of the league's first-half crown at Memorial Park last night.

Bueter was beaten handsily, 9 to 2, Fort Wayne Drug Company, and then Local 57 bowed out to County Highway, 7 to 5. The losses left the teams tied for the top spot, with four wins and a single loss. In the third clash, Wheatley Center pounded out an 11-to-2 decision over Kunkle Valve. Local 57 and Bueter will tangle early next week to decide the tilist. Line scores:

Wheatley Center	—022 007—11	8 1
Kunkle Valves	—000 002—2	7 4
Phillips and Goldsby; Leasure and Quinn.		
Bueter Chevrolet	000 101—2	4 4
Fort Wayne Drug 000 04x	—9	4 2
Qrr, Argerbright and Gordy Turner; Halley and Shafer.		
Local 57	400 001 9—5	8 5
County Highway .011 302 x—7	3 2	
Kondjorski and Belzeski; Smithers and Waters.		

Sappenfield Half Ends.

Rea Wire, Section One; Lincoln Bank, Section Two, and Bob Inn, Section Three, are Sappenfield League first-half champions. Rea backed into its crown Friday night, losing on a forfeit to Bowser, while Lincoln Bank, already assured of its title, won its sixth straight victory, nosing Rangers-Al's Place, 4 to 3. Bob Inn had clinched its title earlier. In other clashes, Local 903 edged by Durnell, 7 to 6; Levy nosed Moose, 2 to 1; Home Telephone jumped on Goodyear, 8 to 6; Harvester lost to Centlivre, 14 to 3, and Allen Dairy stopper Barney-Klug, 8 to 6.

The second half of the Sappenfield League will start on July 11. There

Announce Schedule For Second Half Of Y Baseball League

Second half action in the YMCA Industrial Baseball League will get under way Monday night, with two contests on the opening slate. All games will start at 8:45 o'clock.

A single tilt is booked for next Tuesday night, but there will be no games on next Thursday night, the regular day for action in the circuit.

The league playoffs will be staged on August 7 and 14. The schedule follows:

June 30.	Ren Magnet Wire vs. Harvester No. 2 at McMillen Park.
Harvester No. 1 vs. Wayne Pump at Welser Park.	
July 1.	Post Office vs. General Electric at G. E. diamond.
July 10.	Harvester No. 2 vs. Post Office at Concordia diamond.
Wayne Pump vs. Ren Magnet Wire at McMillen Park.	
Harvester No. 1 vs. General Electric at G. E. diamond.	
July 17.	Harvester No. 2 vs. General Electric at G. E. diamond.
Ren Magnet Wire vs. Harvester No. 1 at Concordia diamond.	
Post Office vs. Wayne Pump at McMillen Park.	
July 21.	Wayne Pump vs. Harvester No. 2 at Concordia diamond.
General Electric vs. Ren Magnet Wire at G. E. diamond.	
Post Office vs. Harvester No. 1 at McMillen Park.	
July 21.	General Electric vs. Wayne Pump at G. E. diamond.
Harvester No. 3 vs. Harvester No. 1 at McMillen Park.	
Ren Magnet Wire vs. Post Office at Concordia diamond.	
August 7.	Playoff games.
August 14.	Playoff games.

Phone **NATIONAL** H-1132

Cool Clothes

**Are Cooler
Clean!**

**TROY
DRY CLEANING**



Ed (Fireball) Figelski.

Only 3 Night Games Carded In Pro League

55-Game Schedule For Grid Circuit Is Announced By Its Commissioner.

CHICAGO, June 28.—(A.P.)—The 1941 National Professional League football schedule will include only three night games, Commissioner Elmer Layden said today.

In announcing the 55-game schedule, Layden said Chicago's Cardinals would be host in two of the night games, against Cleveland and Detroit. Brooklyn will appear at Philadelphia in the other.

The distinction of opening the campaign September 7 will go to Pittsburgh and Cleveland, both of which have undergone changes in ownership since last season.

Cleveland, the home team, will be making its first start under Owner Dan Reeves of New York and Fred Levi Jr., of Louisville. Art Rooney and Bert Bell now have joint control of Pittsburgh, with Bell, former Philadelphia Eagle owner, also doing the coaching.

The champion Chicago Bears, who will represent the league in the annual Chicago all-star game August 28, will open their title defense a month later at Green Bay.

The regular season will close December 7 and Layden said that bargaining playoffs for division titles, the championship game would be played December 14 on the home field of the western division winner.

will be no action on next Friday because of the July 4 holiday. Line scores:

Rangers-Al's	002 100 00—3	9 1
Lincoln Bank	000 003 01—4	8 2
Jehl and Choka; Habis and Englehart.		
Durnell	101 112 0—6	10 6
Local 903	051 010 x—7	6 2
Tompkins and Evans, Pepple and Liebrum.		
Levy	000 200 0—2	3 0
Moose	000 100 0—1	5 1
Anderson and Hanfield; Sommerville and Rider.		
Goodyear	320 001 0—6	7 1
Home Telephone	202 021 x—8	6 2
Bollier, Cruise and Smola; Geller and Brown.		
Allen Dairy	001 610 0—8	11 0
Barney-Klug	030 000 3—6	6 4
Hemsoth, Bennett and Gramlich; Stillwell and Ahlersmeyer.		
Centlivre	302 004 5—14	13 4
Harvesters	000 000 3—3	4 2
Musser and Golden; Sitko, Herbert and Kelsey.		

Two second-half cards were announced. The YMCA Industrial League schedule and the municipal League slate for the second half follow.

INDUSTRIAL LEAGUE.

July 9.	7—Tool Die Co. vs. Tokheim.
8—Reserve Club vs. Harvester.	
9—Essex Wire vs. Pennay Railroad.	
July 10.	7—Tokheim vs. Harvester.
8—Tool Die Co. vs. Pennay Railroad.	
9—Reserve Club vs. Essex Wire.	
July 13.	7—Tool Die Co. vs. Reserve Club.
8—Harvester vs. Essex Wire.	
9—Tokheim vs. Pennay Railroad.	
July 20.	7—Harvester vs. Tool Die Co.
8—Essex Wire vs. Tokheim.	
9—Pennay Railroad vs. Reserve Club.	
August 6.	7—Pennay Railroad vs. Harvester.
8—Tokheim vs. Reserve Club.	
9—Essex Wire vs. Tool Die Co.	
August 13.	Playoff games.
August 20.	Playoff games.

MUNICIPAL B LEAGUE.

July 5—McMillen.	7—Fort Wayne Drug Co. vs. Bueter Chevrolet.
8—Knights of Pythias vs. Local 57.	
9—Allen County Highway vs. Wheatley Center.	
July 6—Beach.	Kunkle Valve Company—Bye.
July 6—Beach.	7—Kunkle Valve Co. vs. Local 57.
8—Fort Wayne Drug Co. vs. Wheatley Center.	
9—Knights of Pythias vs. Allen County Highway.	
July 10—McMillen.	Bueter Chevrolet—Bye.
July 10—McMillen.	7—Bueter Chevrolet vs. Wheatley Center.
8—Kunkle Valve Co. vs. Allen County Highway.	
9—Fort Wayne Drug Co. vs. Knights of Pythias.	
Local 57—Bye.	
July 12—Beach.	7—Local 57 vs. Allen County Highway.
8—Bueter Chevrolet vs. Knights of Pythias.	
9—Kunkle Valve Co. vs. Fort Wayne Drug Co.	
Wheatley Center—Bye.	
July 17—McMillen.	7—Wheatley Center vs. Knights of Pythias.
8—Local 57 vs. Fort Wayne Drug Co.	
9—Bueter Chevrolet vs. Kunkle Valve Co.	
Allen County Highway—Bye.	
July 19—Beach.	7—Allen County Highway vs. Fort Wayne Drug Co.
8—Wheatley Center vs. Kunkle Valve Co.	
9—Local 57 vs. Bueter Chevrolet.	
Knights of Pythias—Bye.	
July 21—McMillen.	7—Knights of Pythias vs. Kunkle Valve Co.
8—Allen County Highway vs. Bueter Chevrolet.	
9—Wheatley Center vs. Local 57.	
Fort Wayne Drug Co.—Bye.	

Dorothy Ellis Champ.

INDIANAPOLIS, June 28.—(A.P.)—Dorothy Ellis of Indianapolis warmed up for defense of her State Women's Golf Championship by retaining her city's title yesterday.

Miss Ellis, to play in the state tournament to start July 4 in South Bend, won the Indianapolis Women's Tournament by defeating Mrs. Charles Greathouse, 7 and 6.

Justice Stone Part In Period World Crisis

Taney of Maryland, followed Mar-
in 1836.
In addition to writing the Dred
decision in 1857, he clashed with
ham Lincoln when the president
ed to obey a writ of habeas
as issued by Taney during the
war.

reckoned otherwise, Taney wrote
opinion holding that the Presi-
"cannot suspend the privilege of
rit of habeas corpus nor author-
y military officer to do so."

Opinion Copy To Lincoln
a final flourish, he instructed
rk of the court to send a copy
e opinion to Lincoln. There was
esidential response.

-Civil war litigation and the
commercial controversies re-
g from a fast-developing nation
passed upon by tribunals pre-
over by Salmon P. Chase of
(1864 to 1873), Morrison R.
of Ohio (1874 to 1888), Mel-
W. Fuller of Illinois (1888 to
and White of Louisiana (1910
11).

t, a huge man with an infec-
chuckle, became chief justice in
after serving as President of the
States. He is the only man in
y ever to hold both offices, al-
n there were other chief justices
earned for that honor.

en Taft took his seat on the
litigants usually had to wait
two years to learn whether they
won or lost. He brought the tri-
up-to-date with its work and
decisions usually are forthcom-
a very few months.

hes took over in 1930, just
the start of the depression that
e United States along with
nations. He saw the tribunal
rmed from "conservatism" to
lism."

Stone has been chosen. And
xt chapter will be written by

PARLEY MAY EN COAL DISPUTE

Negotiating Comm- tees To Meet Today

(By The Associated Press)

Full negotiating committees for
C. I. O. United Mine Workers

southern soft coal operators v
summoned to a meeting in Washi-
ton at 1 p. m. (CDT) today and b
sides indicated they hoped to aver
threatened walkout of 150,000 min.

President John L. Lewis of the m
union and L. Ebersole Gaines, spol
man for the producers, joined in
statement that negotiations were m
ing progress.

Hopes for heading off the str
scheduled for Tuesday, thus brig
ened, since this was the first t
that either side, in all their long
cussions, had ever spoken of mak
headway toward a solution.

The southern producers have ag
to abandon their old 40-cents-a-
wage differential and the sole rema
ing issues are understood to co
such minor things as exact wordin
contract clauses.

In another strike conference to
the 23,000 New York, Vermont
Pennsylvania farmers who want hig
prices for milk sold in New York
sent representatives to talk ove
plan of unity with Owen D. Yo
retired industrialist who has a f
in the milkshed.

The Dairymen's League Co-op
tive association, which says it
30,000 members, offered to help
23,000 in the dairy farmers union
a mutual objective can be establi
under Young's leadership.

By holding milk off the mar
the farmers hope to force a rais
the price to a uniform figure o
per hundredweight (47 quarts)
against an estimated July price
\$2.15.

Other strike situations:

St. Louis—Plans of the air corp
begin training 11,825 recruits on
tember 1 at Jefferson barracks
endangered by strike of 1,500 A.
Building Trades workers who wa
out of the one-quarter finished
ect in protest against employment
some 60 WPA painters.

Odd Bonds Link Minnesota Gra

MINNEAPOLIS, Min.—(UP)—
of these days two June graduat
the University of Minnesota
school will hang out a shingl
Montevideo, Minn.

It will read:

"John Nelson and Sigvald Oy
Partners in Law."

The shingle will tell the stor
how Oyen helped Nelson over

PROOF OF PUBLICATION

STATE OF INDIANA, ALLEN COUNTY, SS.

the City of Fort Wayne, _____ A. D. 19__

Personally appeared before the undersigned

A. F. SCHERER

who being duly sworn according to law, says that he
is the **SECRETARY** of the

Fort Wayne Journal-Gazette

a Daily Newspaper of general circulation printed and
published in said County and State; and that the
notice herewith attached was published in the said
Fort Wayne Journal-Gazette _____

Two times successively, the first publication
being on the 28 day of June 1941
the second on the 5 day of July 1941
the third on the _____ day of _____ 19 ;
the fourth on the _____ day of _____ 19 ;

E. J. Scherer
SUBSCRIBED AND SWORN to before me this

5 day of July 1941
Elizabeth C. Harkender
Notary Public, Allen County.

My commission expires May 17, 1945

EXHIBIT "B"

ADDITION BOWS EFFICIENCY

Mayor's Mellow Days Gone Forever

WAUKEE, Wis., July 4.—
Efficiency has swept away a
Waukeee tradition.
For many years, the mayor of
Waukeee issued 16 kinds of licenses
auctioneers, pawnbrokers, furni-
movers, second-hand store
tore, theater managers, and
entrepreneurs. The list still
d licenses for sightseeing
buses, despite a lack of appli-

LEGAL NOTICE

15041-15045

LEGAL NOTICE

repective therewith. All of said contributions shall be received, placed and held by the said City of New York, to the said fund created "Training, expense and assistance fund" and shall be used and expended by said City and from time to time by the said City of New York for no other purpose of retraining, training or assistance to the sailors and other public places in honor is therefor. Whereupon the said Mayor and the said City of New York may consider and permit to the said fund to be used for the said fund.

The said City, pursuant to the request of the Corporation, has granted and grants unto the Corporation, its successors and assigns for the purpose of the said fund, the said fund, the said fund for him, the said fund, the said fund and permit to the said fund to be used for the said fund.

[illegible]

Section 3 The City, pursuant to the request of the Corporation, hereby consents to the abandonment by the Corporation of its street railway of the following electric street cars operated upon rails, streets and public places, to-wit: the street car of Port Wayne, as follows, to-wit:

in the following named streets and Private Right of Way
of Port Wayne
and Raymond Avenue
and Private Right of Way
and Inapposite Study Brook
Drive
and Pellair Street
and Private Right of Way
and Oxford Street
and Anthony Boulevard

and Point south of
Masine Drive
and Rudisill Boulevard
and Leaburg Road
and Wells Street
and Hultman Street
and Franklin Avenue
and Third Street
and Runnels Avenue
and State Boulevard
and Corporation's Spy Run
Miami
and Calhoun Street
and Ponillie Street

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wholeheartedly with Stone's views in this respect—views reiterated repeatedly and vigorously by his one-time "liberal" colleagues and intimate friends, Oliver Wendell Holmes and Louis D. Brandeis.

Famed Dissent Recalled
While Stone usually speaks now for a majority, it was not so on January 6, 1935, when he read to a packed and tense courtroom his famous dissent to a majority opinion smacking the Agricultural Adjustment act (AAA).

This dissent, agreed to by only five of his colleagues, provided the New Dealers with verbal ammunition for their assaults on the tribunal for delivering what were called outmoded opinions.

"The power of the courts to declare a statute unconstitutional," Stone proclaimed, "is subject to two guiding principles of decision which ought never to be absent from judicial consciousness."

"One is that courts are concerned only with the power to enact statutes, not with their wisdom."

"The other is that while unconstitutional exercise of power by the executive and legislative branches of the government is subject to judicial restraint, the only check upon our own exercise of power is our own sense of self-restraint."

Then he gave this advice to those who differed with him: "For the removal of unwise laws from the statute books appeal lies not to the courts but to the ballot and to the processes of democratic government."

In other words, whether legislation is wise or unwise is not a question that should keep the justices awake at nights trying to determine how to vote.

All that the judiciary should consider, Stone believes, is whether the legislative body acted within its power. And if a legislature passes proper legislation, the people should elect new and wider representatives instead of running to the courts and trying on their shoulder.

Reward For Liberalism Fought
New President Roosevelt has personally selected every member of the tribunal except 65-year-old Owen J. Roberts, a Pennsylvania Republican. Stone, also a Republican, undoubtedly was picked for the nation's highest judicial position partially as a reward for his fight for "liberalism" and because of the administration's belief that the people would have confidence in him.

Let's take a quick look at the other men who have presided over the supreme court since 1900 to 1930. He was first time on February 1, 1905, in a small building in New York known as the royal exchange.

John Jay of New York was the first chief justice. He did something that wouldn't be done today—ran twice for governor of New York while occupying the judicial post.

Reigning in 1905 to become governor the best the first time, Jay declined reappointment as chief justice a few years later because the court lacked "the energy, weight and dignity which are essential to its discharging due support to the national government."

Oliver Ellsworth of Connecticut, addicted to snuff and talking to himself even when others were present, served from 1806 to 1820. He had been United States senator and was chief author of 1789 legislation establishing the federal judiciary.

Then came John Marshall of Virginia.

Such is his renown that if you hear a lawyer today refer to "the great chief justice" without identifying him you know John Marshall is meant.

Marshall studied law for only six weeks at William and Mary college while simultaneously falling in love

transformed from "conservatism" to "liberalism."
Now Stone has been chosen. And the next chapter will be written by him.

TRADITION BOWS TO EFFICIENCY

Mayor's Mellow Days Gone Forever

MILWAUKEE, Wis., July 4.—(UP)—Efficiency has swept away a Milwaukee tradition.

For many years, the mayor of Milwaukee issued 16 kinds of licenses—to auctioneers, pawnbrokers, furniture movers, second-hand store proprietors, theater managers, and similar entrepreneurs. The list still included licenses for sightseeing automobiles, despite a lack of applicants for these in recent years.

Issuance of these licenses formerly was accomplished in a manner touched with the spirit of a city noted for its breweries and German-American "gentlefolkishness." Applicants dropped in at the mayor's office in person. His Honor settled back in his imposing pine-backed chair, opened a box of fine cigars and the anecdote-swapping began.

These mellow days are gone. John Scamman, bodyguard to 23-year-old Mayor Carl F. Zeldner, presided last year over the issuing of 519 licenses to applicants, who were required, in keeping with precedent, to appear in person.

Distressed at the prospect of another rush this year, Scamman asked the mayor if the personal appearance feature could be eliminated to make the process more efficient.

Zeldner, who defeated the veteran incumbent Eckelst, Daniel W. Hoon, last year by singing at campaign meetings and remembering the first names of thousands of voters, is not a man to neglect the personal touch where it is even faintly possible to employ it. But he saw the justice of Scamman's complaint, and conveyed it to the city attorney, who gave the idea his sanction.

From now on, Milwaukee license-granting will be as impersonal as a parking ticket. Applications will be made by mail, police will make the necessary investigations, and the mayor's office will stamp final approval on applications passed by the police.

the farmers hope to force a raise in the price to a uniform figure of 83 per hundredweight (47 quarts) as against an estimated July price of \$2.15.

Other strike situations:
St. Louis—Plans of the air corps to begin training 11,823 recruits on September 1 at Jefferson barracks are endangered by strike of 1,500 A. P. L. Building Trades workers who walked out of the one-quarter finished project in protest against employment of some 60 WPA painters.

Odd Bonds Link Minnesota Grads

MINNEAPOLIS, Minn.—(UP)—One of these days two June graduates of the University of Minnesota law school will hang out a shingle at Montevideo, Minn.

It will read:
"John Nelson and Sigval Oyen—Partners in Law."

The shingle will tell the story of how Oyen helped Nelson overcome almost complete blindness.

They met in their sophomore year, and it was then that Nelson "borrowed" Oyen's eyes. Before that, it was doubtful if Nelson could have continued his studies because of his failing sight.

But they studied together, and from then on Oyen read the textbooks aloud to his friend.

Nelson was the highest ranking member of the graduating class. He served on the law school council and the university board of election.

A year ago when Oyen married his home-town sweetheart, he invited Nelson to live at their home.

"Our partnership worked out pretty well in school, and its going to work even better when we hang out that shingle," they said.

PROWLER LEAVES TEETH

ATLANTIC CITY, N. J.—(UP)—Police are searching for a thief who can't eat meat and who smokes cigars. The prowler who was interrupted while looting a hotel room, in fleeing he left behind his false teeth, horned hair spectacles and a cigar butt.

BROTHER TAGS BROTHER

MT. HOLLY, N. J.—(UP)—Policeman Robert Seimor "tagged" an auto-mobiler for overtime parking. A few hours later he discovered the car belonged to his brother Daniel, a fellow policeman. "It's all in the line of duty," Robert said. "Besides, I didn't recognize the car."

Fort Wayne Journal-Gazette

FORT WAYNE, INDIANA

Prize Vase:
The London embassy of a government which is on friendly relations with Germany said it had received "reliable information" from Berlin of Hitler's desire to place the young German prince on the throne in Moscow.

Prince Louis Ferdinand is the second son of the former German crown prince.

In May of 1936 the prince and his Russian bride visited the United States on the first leg of a round-the-world honeymoon.

WOMAN'S BID LOW FOR MAIL ROUTE

COWLESVILLE, N. Y., July 4.—(UP)—The mail routes between this village and Alden will have a feminine touch this summer.

On July 1, Miss Louise H. Tingler becomes one of the few women ever to carry mail in western New York. She has been appointed for four years on having submitted the lowest bid for the post.

Miss Tingler succeeds Herbert Kautsky, who has carried the mail for the past four years. The job necessitates two trips daily between this village and Alden to carry bulk mail and includes deliveries along the route.

WATER BARREL TRAP FOR RATS

AXTELL, Tex., July 4.—(UP)—A steel water barrel has turned out to be a good rat trap on the farm of Earl and Paul Landreth near here.

The mechanism of the trap is very simple, the Landreths say. The rats run up a board which leans against the barrel. On gaining the top, they reach out to get a drink of water. Then comes the blow. The water is just out of reach. The rats lean over too far, lose their balance and fall in.

They drown like rats. In fact the Landreths got rid of about 30 that way in one week.

BEARD TIME IN LARAMIE

LARAMIE, Wyo.—(UP)—Beards are the style again as Laramie's men grow stubble for the big whicker contest at the Laramie Jubilee July 9 and 10. Each entrant pays \$1 fee and the jackpot will be divided between the Jubilee committee and contest winners.

The United States existing supply of manganese, essential raw material in making many war implements, would last about 20 months if outside supplies were cut off.



NOTICE TO TAXPAYERS (LEGAL NOTICE) AS APPEARING
ON THE REVERSE SIDE OF THIS SHEET WAS POSTED AT
SPECIFIC LOCATIONS AS FOLLOWS:

1. On the bulletin board at the east entrance of the Allen County Court House.
2. On the bulletin board just outside the Controller's office at the City Hall.
3. On the bulletin board at the northerly end of the corridor in the United States Court House and Post Office.
4. On a City light and power pole at the southwest corner of State Street and Spy Run Avenue.
5. On Indiana Service Corporation pole No. 1918 located at the southeast corner of Anthony and Washington Boulevard.
6. On a City pole at the northeast corner of Creighton Avenue and Calhoun Street.
7. On Indiana Service Corporation railway pole at the southeast corner of South Wayne Avenue and Rudisill Boulevard.
8. On Indiana Service Corporation pole 3964 near the intersection of Wells and Huffman Streets on the east side and just south of Huffman Street.
9. On Indiana Service Corporation railway pole on the south side of Main Street where the east line of Runnion Avenue intersects the same.
10. On Indiana Service Corporation pole 2868 located at the southeast corner of Anthony Boulevard and Pontiac Street.

EXHIBIT "C"

NOTICE TO TAXPAYERS

Public notice is hereby given that the Board of Public Works of the City of Fort Wayne, in Allen County, Indiana, desiring to enter into a contract with Indiana Service Corporation, did at a meeting of said Board of Public Works, held on the 25th day of June, 1941, determine the exact form in which said contract is to be finally adopted, which form is in words and figures, as follows:

By 143076
Title Encumbrance
and Content

THIS AGREEMENT made and entered into this 25th day of January, 1941, by and between the City of Fort Wayne (hereinafter called the "City"), a municipal corporation in the county of Allen, and state of Indiana, acting by and through its duly authorized Board of Public Works, party of the first part, and Indiana Service Corporation (hereinafter called the "Corporation"), an Indiana corporation, party of the second part,
WITNESSETH:

WHEREAS, the Corporation operates the local passenger transportation system in the city of Fort Wayne by means of street cars, trackless trolley coaches equipped with rubber tires and operated without rails by means of electricity from overhead trolley wires (hereinafter referred to as "trolley coaches") and motor buses; and

WHEREAS, the City, by agreement, dated October 30, 1939, between it and the Corporation, duly approved and confirmed by the Common Council of the City on November 7, 1939, granted to the Corporation the right, authority, privilege and permit to locate, conduct, operate and maintain trolley coaches on certain streets and public places as therein specified and motor buses on certain streets and places as therein specified, and consented to the abandonment of passenger transportation service by street cars on certain streets and public places as therein specified; and

WHEREAS, the Corporation, subsequent to the approval and confirmation of said agreement dated October 30, 1939 by the Common Council of the City, modified and increased the Corporation's motor bus service theretofore rendered by reason of a change of motor bus routes and a substitution of motor buses for street cars on certain portions of its said local transportation system

which had the lighter passenger traffic; and

WHEREAS, the Corporation on July 7, 1940 began, and has continued, the operation of trolley coaches, to replace street cars, on certain portions of its said local transportation system which had the heavier passenger traffic, and such operation has been satisfactory and has received favorable public acceptance; and

WHEREAS, the Corporation, upon obtaining approval of the necessary regulatory authorities, proposes to replace its remaining street cars with trolley coaches and to make certain extensions to its motor bus operation, so as to provide the public with a unified, modern, rapid and convenient passenger transportation service throughout the city of Fort Wayne; and

WHEREAS, the Corporation has requested the City to grant to the Corporation the right, authority, privilege and permit to locate, conduct, operate and maintain trolley coaches on the streets and public places as hereinafter in Section 1 specified and motor buses on the streets and public places as hereinafter in Section 4 specified, all upon the terms, provisions and conditions hereinafter contained (being similar to those contained in the said agreement between the City and the Corporation dated October 30, 1939):

NOW, THEREFORE, for and in consideration of the premises and the mutual covenants and agreements hereinafter set forth, the parties hereto hereby covenant and agree as follows:

Section 1. The City, pursuant to the request of the Corporation, hereby gives and grants unto the Corporation, its successors and assigns, for the purpose of common carrier transportation of passengers for hire, the right, authority, privilege

and permit to locate, conduct, operate and maintain trolley coaches in, over, upon and along the streets and public places in the City of Fort Wayne, Indiana, as follows, to-wit:

<u>On the Following Names Streets</u>	<u>Between the Following Named Streets</u>		
Williams Street	Calhoun Street	and	Lafayette Street
Lafayette Street	Williams Street	and	Buchanan Street
Buchanan Street	Lafayette Street	and	John Street
Washington Boulevard	Wabash Avenue	and	Glasgow Avenue
Glasgow Avenue	Washington Boulevard		
		and	Maumee Avenue
Washington Boulevard	Calhoun Street	and	Harmer Street
Pontiac Street	Calhoun Street	and	Bueter Road
Warsaw Street	Pontiac Street	and	Oxford Street
Oxford Street	Warsaw Street	and	Anthony Boulevard
Anthony Boulevard	Oxford Street	and	Rudisill Boulevard
Rudisill Boulevard	Anthony Boulevard	and	Smith Street
Smith Street	Rudisill Boulevard	and	Oxford Street
South Wayne Avenue	Creighton Avenue	and	Sherwood Terrace
Broadway	Creighton Avenue	and	Entrance to Foster Park (Approx. opposite Foster Parkway)
			Lindenwood Cemetery Entrance
Main Street	Broadway	and	
			Wells Street
Superior Street	Calhoun Street	and	Huffman Street
Wells Street	Superior Street	and	Franklin Avenue
Huffman Street	Wells Street	and	Third Street
Franklin Avenue	Huffman Street	and	Runnion Avenue
Third Street	Franklin Avenue	and	Runnion Avenue
Spring Street	Franklin Avenue	and	Third Street
Runnion Avenue	Spring Street	and	Loop west of Clinton Street
Baker Street	Calhoun Street	and	Corporation's Spy Run Plant
Randolph Street	Spy Run Avenue	and	

and on each and all the streets, alleys and public places intersecting and crossing the above named streets and public places on which the trolley coaches of the Corporation are to be operated, with all necessary turnouts, loops and turnarounds, and in, over, upon and along such other streets and public places in the City of Fort Wayne and portions thereof, as the said Board of Public Works may from time to time in writing permit, subject to the approval of the Common Council of the City.

The City further gives and grants unto the Corporation, its successors and assigns, the right, authority, privilege and permit to locate, construct, erect, operate, maintain, repair and renew poles, supports, span wires, transmission and feeder wires, trolley wires, conduits, conductors, cables, transformers, guy wires, guy stubs and anchors, braces and other apparatus, fixtures, appliances and equipment necessary or useful for the operation and conduct of the trolley coaches in, over, upon and along the streets and public places in this Section 1 named; provided, however, that the Corporation shall give to the said Board of Public Works advance written notice of all new construction work (excluding maintenance and repairs) undertaken by or on behalf of the Corporation under and pursuant to the authority in this paragraph granted to the Corporation.

The rights, authority, privileges, franchises and permits granted by this Section 1 are supplemental to, and shall in no way abrogate, impair or diminish, each and all of the rights which the Corporation now has, or may at any time or times have in the future, under or in any way connected with each and all of the indeterminate permits under or by virtue of the Public Service Commission Act for the State of Indiana, now owned or held or hereafter acquired by the Corporation.

Section 2. The Corporation, for the use of the streets and public places as in Section 1 hereof specified in the operation of its trolley coaches, agrees to pay, semi-annually on or before thirty (30) days after the first days of January and July in each year this agreement remains in effect with respect to trolley coaches, an amount equal to, and based on the rate of Four hundred seventeen dollars and sixty-six cents (\$417.66) per

annum for each mile of said streets and public places as in Section 1 hereof specified on which the Corporation shall operate trolley coaches without any regular and consistent common carrier operation of local street or interurban railway cars on rails, which sum shall be determined and be paid upon the following terms and conditions:

On or before thirty (30) days after the first days of January and July, respectively, in each year this agreement remains in effect with respect to trolley coaches, the Corporation shall make and file with the Board of Public Works of the City and the Controller of the City, respectively, a verified report showing (1) the number of miles of said streets and public places on which the Corporation shall have operated, in and for each and every day of the six (6) calendar months immediately preceding January and July respectively in each year, its trolley coaches (excluding, however, all such streets and public places where local street or interurban railway cars on rails are being regularly and consistently operated in addition to trolley coaches); (2) the aggregate number of miles of said streets and public places on which the Corporation shall have operated its trolley coaches during such six (6) months' period, to be determined by adding together the number of miles of said streets and public places shown by said report for each and every day of such period; (3) the average number of miles of said streets and public places on which the Corporation shall have operated its trolley coaches during such six (6) months' period, to be determined by dividing said aggregate number of miles for such period by the total number of days in such period, irrespective of whether trolley coaches are operated in each and every day of such period; and (4) the amount due for such six (6) months' period, to be determined by multiplying the said average number of miles for such period by Two hundred eight dollars and

eighty-three cents (\$208.83).

The Corporation, concurrently with the making and filing of said report, shall pay (unless entitled to a credit as hereinafter in this paragraph provided) to the Controller of the City the amount shown by said report to be due to the City for such six (6) months' period. All amounts of money paid by the Corporation to the City under and pursuant to Section 2 of this agreement or Section 2 of said agreement, dated October 30, 1939, at any time and from time to time after the date hereof, shall be received, placed and held by the City in a special, separate and specific fund called "Trolley Coach Street Maintenance Fund" and shall be used and applied at any time and from time to time by the City for the purpose (and for no other purpose) of the maintenance and repair of the streets and other public places in the City of Fort Wayne upon which the Corporation is then operating trolley coaches under and pursuant to this agreement or said agreement, dated October 30, 1939, upon the following conditions, namely, to-wit:

(a) Whenever in the opinion of the city engineer of the City and concurred in by the Corporation's transportation engineer (or concurred in by an independent engineer selected by the Corporation and approved by the City in the event the Corporation's engineer fails or refuses to concur within fifteen days after the City's request so to do) it is necessary or expedient to maintain and/or repair the streets and other public places, or any part or parts thereof, upon which the Corporation is then operating its trolley coaches under and pursuant to this agreement or said agreement, dated October 30, 1939, the City shall proceed to carry out and make such repairs in accordance with the directions and instructions of

its engineer, concurred in and approved by the Corporation's engineer (or by an independent engineer selected as aforesaid if the Corporation's engineer fails or refuses to concur), and upon the completion of such maintenance and repair, the total cost thereof shall be paid by the City out of the aforesaid Trolley Coach Street Maintenance Fund.

(b) All moneys remaining in the Trolley Coach Street Maintenance Fund on the termination of the period commencing on the date hereof and ending on October 30, 1949, and on the termination of each and every ten (10) year period thereafter shall be credited and applied on the franchise fees first payable by the Corporation, under and in accordance with this Section 2, in the ten year period next succeeding, and shall remain in the Trolley Coach Street Maintenance Fund to be used and applied for the maintenance and repair in such succeeding ten year period upon the conditions as in Subdivision (a) of this paragraph of Section 2 provided, of the streets and other public places in the said City of Fort Wayne, upon which the Corporation is then operating trolley coaches as aforesaid, and the Corporation shall not be required to pay any further money to the City as and for its franchise fees in such succeeding ten year period as heretofore in this Section 2 provided until such credit has been entirely exhausted.

(c) If and when this agreement shall terminate with respect to trolley coaches, the City shall return and pay to the Corporation all moneys then in the Trolley Coach Street Maintenance Fund, after deducting therefrom all moneys due from the Corporation to the City under this agreement or said agreement, dated October 30, 1939.

On the termination of the period commencing on the date hereof and ending on October 30, 1949, and on the termination of each and every ten (10) year period thereafter, either party hereto may, upon and by giving at least ninety (90) days' advance written notice prior to the termination of such period, request a revision of the franchise fee for trolley coaches, and thereupon the parties hereto shall meet and agree upon a new franchise fee, if possible, which new fee shall become and remain in full force and effect, shall be paid by the Corporation, and shall be held and applied by the City as provided in the paragraph immediately preceding (including Subdivisions (a), (b) and (c) thereof) until any other or further franchise fee revision in accordance with the provisions of this paragraph, which other or further franchise fee as so revised shall be paid by the Corporation and shall be held and applied by the City as provided in the paragraph immediately preceding (including Subdivisions (a), (b) and (c) thereof). In the event the parties are unable to agree upon a franchise fee revision within the last ninety (90) days of such period, then such franchise fee revision shall be submitted to a board of arbitration, which shall be composed of three (3) members to be selected within thirty (30) days after the said ninety (90) days, one of whom shall be selected by the City, one of whom shall be selected by the Corporation, and the third of whom shall be selected by the other two members. Such board of arbitration shall meet and continue sessions without unnecessary delay until a decision is reached, and, after hearing both the City and the Corporation, shall determine the franchise fee for trolley coaches to become effective and remain in force and effect for the ten (10) year period immediately following the period in which the aforesaid notice was given and for each ten (10) year period thereafter, until further revised in accordance with the provisions of this paragraph, and all such

franchise fees so determined by such board of arbitration shall be paid by the Corporation and shall be held and applied by the City as provided in the paragraph immediately preceding (including Subdivisions (a), (b) and (c) thereof). The determination and decision of a majority of the said board of arbitration shall be final, conclusive and binding upon each of the parties hereto.

In case the Corporation shall default in making the aforesaid payment of franchise fees, and such default shall continue for sixty (60) days, the City shall have the right, at its election, to terminate this agreement with respect to trolley coaches, by resolution duly adopted by the Common Council of the City and approved by its Mayor, and by serving a copy thereof upon the President of the Corporation.

Section 3. The Corporation, in addition to the amounts provided to be paid by it under Section 2 hereof, shall pay to the City Six Thousand three hundred dollars (\$6,300) upon its request and Four thousand forty dollars (\$4,040) upon the date of the commencement of trolley coach service upon the streets and other public places mentioned in Section 1 hereof and a like amount of Four thousand forty dollars (\$4,040), one, two, three and four years respectively, thereafter. All of such money so paid by the Corporation to the City shall be received, placed and held by the City in a special, separate and specific fund called "Trolley Coach Street Renewal Fund" and shall be used and applied at any time and from time to time by the City for the purpose (and for no other purpose) of reconstructing and renewing the streets and other public places in the City of Fort Wayne upon which the Corporation is then operating trolley coaches under and pursuant to this agreement or said agreement, dated October 30, 1939.

Section 4. The City, pursuant to the request of the Corporation, hereby gives and grants unto the Corporation, its successors and assigns, for the purpose of common carrier transportation of passengers for hire, the right, authority, privilege and permit to locate, conduct, operate and maintain motor buses and other self-propelled or motor driven vehicles (hereinafter referred to collectively as "motor buses") in, over, upon and along the streets and public places in the said city of Fort Wayne, as follows, to-wit:

On the Following
Named Streets

Between the Following Named Streets

Taylor Street	Townsend Street	and	Ardmore Avenue
Stophlet Street	Nelson Street	and	Riedmiller Avenue
Riedmiller Avenue	Taylor Street	and	Stophlet Street

and on each and all of the streets, alleys and public places intersecting and crossing the above named streets and public places on which the motor buses of the Corporation are to be operated, with all necessary turnouts, loops and turnarounds and such temporary variations from the above named streets, or any of them, as may from time to time be required to meet emergencies or unusual conditions, and in, over, upon and along such other streets and public places in the said City of Fort Wayne and portions thereof, as the said Board of Public Works may from time to time in writing permit, subject to the approval of the Common Council of the City.

The rights, authority, privileges, franchises and permits granted by this Section 4 are supplemental to, and shall in no way abrogate, impair or diminish, each and all of the rights, which the Corporation now has, or may at any time or times have in the future, under or in any way connected with each and all of the certificates of public convenience and necessity for

the operation of motor buses under or by virtue of the Motor Vehicle Act of the State of Indiana, now owned or held or hereafter acquired by the Corporation, and the City hereby consents to and approves the establishment and operation, under a certificate or certificates of public convenience and necessity issued by the Public Service Commission for the State of Indiana, of motor buses by the Corporation upon the streets and public places as in this Section 4 named.

Section 5. The City, pursuant to the request of the Corporation, hereby consents to the abandonment by the Corporation of its street railway service rendered by electric street cars operated upon rails or tracks in, over, upon and along the streets and public places in the said city of Fort Wayne, as follows, to-wit:

<u>On the Following Named Streets</u>	<u>Between the Following Named Streets</u>	
Pontiac Street	Calhoun Street	and Private Right of Way east of Wayne Trace
Fenker Street	Private Right of Way	and Raymond Avenue
Raymond Avenue	Fenker Street	and Private Right of Way (opposite Shady Brook Drive)
Redwood Avenue	Raymond Avenue	and Felician Street
Felician Street	Redwood Avenue	and Private Right of Way
Warsaw Street	Pontiac Street	and Oxford Street
Oxford Street	Warsaw Street	and Anthony Boulevard
South Wayne Avenue	Creighton Avenue	and Point south of Maxine Drive
Broadway	Main Street	and Rudisill Boulevard
Main Street	Clinton Street	and Leesburg Road
Superior Street	Spy Run Avenue	and Wells Street
Wells Street	Superior Street	and Huffman Street
Huffman Street	Wells Street	and Franklin Avenue
Franklin Avenue	Huffman Street	and Third Street
Third Street	Franklin Avenue	and Runnion Avenue
Spy Run Avenue	Superior Street	and State Boulevard
Randolph Street	Spy Run Avenue	and Corporation's Spy Run Plant
Creighton Avenue	Broadway	and Calhoun Street
Calhoun Street	Superior Street	and Pontiac Street
Clinton Street	Main Street	and Columbia Street
Harrison Street	Main Street	and Columbia Street
Columbia Street	Clinton Street	and Harrison Street

upon commencement of service rendered by trolley coaches over the routes to be substituted therefor in, upon and along certain of the streets and public places as named in Section 1 hereof. It is understood and agreed that the Corporation shall at no time or times in the future reestablish street railway service by means of electric street cars operated on rails or tracks in or upon any or all of the streets as in this paragraph named without the consent of the City first had and obtained.

Section 6. In the installation, maintenance, renewal and repair of the poles, supports, span wires, transmission and feeder wires, trolley wires, conduits, conductors, cables, transformers, guy wires, guy stubs and anchors, braces and other apparatus, fixtures, appliances and equipment mentioned in Section 1 hereof, the Corporation may place, operate and maintain the same in such manner as to allow the trolley coaches to accommodate themselves to traffic conditions and to be operated freely over either side of the street, and shall obstruct the streets and public places to such extent only as shall be reasonably necessary; provided, however, that the Corporation shall give to the said Board of Public Works advance written notice of all new construction work (excluding maintenance and repairs) undertaken by or on behalf of the Corporation. The Corporation may make all necessary excavations and openings in the streets and other public places of the City for the purpose aforesaid, and when making such excavations and openings, shall, by signal, guards, barricades or otherwise protect the public from injury to persons and property, and shall save and hold the City harmless from all damages, costs and expenses which the City may be compelled to pay proximately caused by the carelessness or negligence of the Corporation in the construction,

maintenance and operation of its trolley coach system and motor bus system hereby authorized. The Corporation shall restore all streets and public places opened by it for the purpose aforesaid to as nearly as practicable the same order and condition as the same were before such opening.

Section 7. Each turnout, loop and turnaround located on private property and used by the Corporation in the operation of its trolley coaches or motor buses shall be placed and maintained by the Corporation, at its own cost and expense, in good condition and so as to present a neat and attractive appearance in keeping with the community in which each such turnout, loop or turnaround shall be located.

Section 8. The Corporation shall keep the trolley coaches and motor buses clean, properly ventilated and heated, provided with comfortable seats, efficiently lighted at night with electricity or other approved means, in good repair, and painted and decorated so as to present an attractive appearance both on the outside and inside. Each trolley coach and motor bus shall have thereon the name of the line or route or the point of destination, in letters of such size as may be readily seen at a reasonable distance by persons of ordinary eyesight in the daytime, and at night shall have displayed on the front end thereof the name of the line or route or point of destination, so illuminated as to be readily seen at a reasonable distance by persons of ordinary eyesight. The Corporation in the operation of its trolley coach system and motor bus system shall furnish reasonably adequate service and facilities.

Section 9. All of the rights, authority, privileges, franchises and permits herein and hereby granted to the Corporation, its successors and assigns, shall in no manner or degree abrogate, impair or diminish any or all of the rights, privileges,

franchises and permits which the Corporation now has, or the Corporation, its successors and assigns, may have at any time or times in the future, under or pursuant to the Public Service Commission Act, the Motor Vehicle Act of the State of Indiana, or any other Act or Acts of the State of Indiana with respect to or in any way connected with the operation by the Corporation of a trolley coach system and/or motor bus system, and all the rights, authority, privileges, franchises and permits given, granted and provided for by this agreement shall supplement, and be in addition to, all other rights, authority, privileges, franchises and permits of the Corporation, its successors and assigns, with respect to its operation of a trolley coach system and/or motor bus system. This franchise agreement shall be indeterminate as to the period of its duration, except as to the right of termination by the City as provided by Section 2 hereof; provided, however, that if for any reason or cause whatsoever it shall cease to be indeterminate in duration or shall be annulled or become inoperative as an indeterminate franchise agreement, this agreement shall extend for and during the term of forty (40) years from and after October 30, 1939.

Section 10. The Corporation, at its own cost and expense and within four (4) years from the date hereof, shall remove such of the tracks and rails of the Corporation, together with their appurtenances, in the streets and public places named in Section 5 hereof as are no longer used for street or interurban railway operations, and shall restore the spaces thus left in each such street or public place so as to conform in condition and type of improvement to the portion of such street or public place on either side thereof; provided, however, that on all paved streets which at any time or times in the future shall be restored under and in

accordance with this Section 10 or Section 11 of said agreement, dated October 30, 1939, and which do not have a brick type of pavement, the Corporation will make such restorations with a concrete type of pavement, and that on all paved streets which at any time or times in the future shall be restored under and in accordance with this Section 10 or Section 11 of said agreement, dated October 30, 1939, and which have a brick type of pavement, the Corporation will make such restorations with a brick type of pavement. All work in connection with such track removal and restoration of streets shall be carried on in such manner and under such conditions as shall be satisfactory to both of the parties hereto. During each year of said four (4) year period the Corporation shall remove and restore at least one-fourth ($1/4$) of the total mileage of rails to be removed and of the streets to be restored as aforesaid. In the event that in any year of the said four (4) year period the Corporation shall remove and restore more than one-fourth ($1/4$) of the total mileage of rails to be removed and of streets to be restored as aforesaid, such excess may be applied by the Corporation to its one-fourth requirement of track removal and street restoration for any subsequent year.

In the event the Corporation shall fail to remove and restore in any one or more years of said four (4) year period, the mileage of tracks and street to be removed and restored, respectively, in such year, the City shall have the right, upon giving sixty (60) days' advance written notice to the Corporation, to remove and restore respectively such amount of track and street, at such places as the City shall determine, but at the expense of the Corporation, which Corporation upon the payment to the City of

such expenses shall be entitled to receive and hold as the owner thereof all tracks, rails, ties, brick and all other equipment, appurtenances and materials removed by the City.

Section 11. This agreement, and each and all of the terms and provisions thereof, shall be binding upon, and shall inure to the benefit of, the parties hereto and their respective successors and assigns, and shall be in full force and effect from and after the date of its being approved by ordinance duly adopted by the Common Council of the City.

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

APPROVED AS TO FORM AND
LEGALITY

CITY OF FORT WAYNE, INDIANA

By _____
City Attorney

By _____

(SEAL)
ATTEST:

Its Board of Public Works

Clerk

Mayor

INDIANA SERVICE CORPORATION

By _____
President

(SEAL)
ATTEST:

Secretary

Public notice is further given that said Board of Public Works did also fix the time at which said contract shall be finally considered as the 17th day of July, 1941, at the hour of 7:30 o'clock P. M. at the regular meeting place of said Board of Public Works in the City Hall in said City of Fort Wayne, Indiana, at which time and place a public hearing will be held and at which any taxpayer may appear and file protest against any and all of the provisions in said contract.

Robert L. Beaman

David Lewis

W. H. Thomas
Board of Public Works of the
City of Fort Wayne

ATTEST:

Chas. F. Hess
Clerk.

R E M O N S T R A N C E

Fort Wayne, Indiana, May 29, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

Gentlemen:

We, being owners and occupants of homes in and about the Southwood Park Addition to the City of Fort Wayne, having bought, built or leased our homes in the above neighborhood because of the particular beauty of this Addition and neighborhood, and because of the reduced traffic and safety benefits for our children, without in any way wishing to object to the present gasoline bus feeder line service, do respectfully remonstrate against the passage of a resolution providing for trolley bus or street-car extension on the South Wayne line from the present terminus of said South Wayne line to Sherwood or Pettit Avenue, or otherwise on South Wayne Ave.

NAME	ADDRESS
A. J. B. Pomaletti	4510 So Wayne Ave (owner)
Wm. A. Good	4515 Tacoma (owner)
James L. Drickell	4612 Arlington
Blanche Rauer	725 Pasadena Dr
Jessica Sparks	4610 Beaver Ave.
Michael Moravec	4711 Old Mill Road.
Hazel W. Cavanaugh	4321 So. Wayne
Eleanor F. Cress	4313 Tacoma Ave.
Neresa Thalsh	4717 S. Wayne
Flourance Krull	4400 Tacoma - 2
Ruth Snyder	4806 Arlington
Mrs. B. A. Baltes	4816 Beaver Ave.
Joe (H. LOESER)	41001 Beaver Ave
Miss Adner	4601 Beaver Ave
H. L. Soska	930 Orange Dr
Mrs H. L. Soska	930 Orange Dr.
Edwin A. Koenecker	1006 Orange Dr
Helen Koenecker	1006 Orange Dr.
Edna Bauer	1001 Orange Dr

Dr. Juan Rodriguez
Mrs. Juan Rodriguez
Sunset H. Vogel
Rose Vogel
Lois Bailhe
Gaston Bailhe
Harold Koerber
Mrs. Harold Koerber
L. Kefel
Emma Kefel
J. E. McKivergin
Freda McKivergin

2902 Fairfield
2902 Fairfield.
1223 Mesloer Rd.
1325 Sunset Drive
1233 Sunset Drive
1233 Sunset
930 Pasadena Drive
930 Pasadena Drive
1227 W. Sherwood Ter.
1227 W. Sherwood Ter.

Dr. & Mrs. W. W. Dunning - 1301 Sunset Dr.
Mr. L. M. Nagelken 1102 Western Rd.
Mrs. L. M. Nagelken " " "

Curt A Burns 1027 Pasadena Dr.
Helen L Burns " " "
Mrs. Bernard Kearns 903 Pasadena Drive

a Mrs. Clarence V. Knight 1015 Pasadena Dr.
Frank Rogers 4721 Beaver
Gery B. Rogers 4721 Beaver

By Melvin W. Beaver see 4623 (way out owner) (4623)

REMONSTRANCE

Fort Wayne, Indiana, May 29, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

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NAME

ADDRESS

Mr. J. P. Geiser	4518 So. Wayne Ave
Cather M. Geiser	4518 So. Wayne Ave.
Miss Ida H. Neumann	4515 So Wayne Ave.
Miss Catherine Nolan	4517 Tacoma Ave. ✓
Miss Irene Johnson	4517 Tacoma Ave. ✓
B. Helbaum	4521 Tacoma Ave. ✓
Mrs. B. Helbaum	4521 Tacoma Ave. ✓
Mrs. Gordon Rivers	4525 Tacoma Ave. ✓
Mrs. Murray McDonald	4522 South Wayne Avenue
Mr. M. J. MacDonald	4522 South Wayne Avenue
John Stevens	4525 Tacoma ✓
Mr & Mrs Joe Lora, Jr.	4330 Pembroke Lane.
Mr. & Mrs H. W. Cook	4736 Beaver Ave. ✓
David & Mrs R. Workman	4839 Old Mill Rd
Walter Roswell	4819 " " " "
Maymie F. Falt	4819 Old Mill Rd
Mr. and Mrs. Frank Fisher	4443 Pembroke Lane.
Frank S. Bollman	4321 Pembroke Lane
Ernest R. Hansen	4315 Pembroke Lane
Ralph L. Fyten	1239 Sunset Drive
Mr. & Mrs. Wm. Waterfield	1232 W. Sherwood Terrace ✓
Mrs. E. M. L. Good	4515 Tacoma Ave. ✓

Helene P. Jaellinger

Philip A. Andrews

Dorothy M. Andrews.

Lavera M. Freeman

J. Freeman

W. Weston.

Mrs. Ellen Breunman

J. F. Sells

Edith Edna Sells

4415 Old Mill Road

4708 Beaver ave. ✓

4708 Beaver ave. ✓

4811 Old Mill Road
do

1340 Weston.

4510 S. Mayne ave

4188 Foxfield Ave

4188 Foxfield Ave.

REMONSTRANCE

Fort Wayne, Indiana, May 29, 1941

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NAME	ADDRESS
John B. Parker	4412 So. Wayne Ave.
Louetta B. Parker	4412 So. Wayne Ave.
Allen C. Lomont	4421 So Wayne Ave
Jane F. Lomont	4421 So. Wayne Ave
Maurice Malay	4420 Arlington ✓
Klorathy Malay	4420 Arlington ✓
Mabelle E. Flanagan	4407 Beaver ✓
Wayne Mariotte	4318 Beaver
W. E. Chuman H 16 1/5	1124 Westover
Betty Chuman	" "
L. P. Matthews	4527 Beaver ✓ +
Agnes A. Matthews	" " ✓
Mildred Thomas H 20 48 1/4	612 Pasadena ✓
Gerald Thomas	" ✓
J. G. Babcock	4429 Arlington ✓
Mrs. V. N. Hilgemann, not interested	1155 Westover Road
Heaven E. Hilgemann	1155 Westover Road
W. D. Wriesler	4223 Indiana Ave
Dr. V. O. Wells	4231 Indiana Ave
Mrs. Fred C. Farmer	4233 - Indiana Ave
Beatrice Mueller	4223 Indiana
FRED C. FARMER	4233 Indiana Ave

H. Z. Roe

Alvina Roe

E. L. Ruth

Lela F. Ruth

Dean F. Gutzwill

~~Patricia Gutzwill~~ (Patricia Gutzwill)

P. B. Parrish

Edith Parrish

Joe Rumberg

David Rumberg

Paul Jellison

Gene Jellison

Mr. Zinn

Martha Zinn

3212 Indiana

3212 Indiana

4401 So Wayne Ave

4401 So Wayne Ave

1017 Pasadena Dr

~~1017 Pasadena Dr~~

4316 Pembroke

4316 Pembroke

924 Shreveport

4316 Pembroke Lane

4428 South Wayne

4428 South Wayne

4402 South Wayne

4402 So Wayne

REMONSTRANCE

Fort Wayne, Indiana, May 29, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

Gentlemen:

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NAME

ADDRESS

- 26 Jack B Lake 4430 Tacoma Ave. ✓
- 27 Mrs Jack Lake 4430 Tacoma Ave. ✓
- 28 Mrs. Walter H. Meyer 4418 Tacoma Ave. ✓
- 29 Mr. Carl A. Ramsey 4414 Tacoma ✓
- 30 Mrs. Carl A. Ramsey 4414 Tacoma ✓
- 31 J. E. McCreedy 4410 Tacoma ✓ (McCreedy)
- 32 H. E. Widenhofer 4409 Tacoma ✓
- 33 Mrs H. E. Widenhofer 4409 Tacoma ✓
- 34 F. C. Merrill 4425 Tacoma ✓
- 35 Mrs. F. C. Merrill 4425 Tacoma ✓
- 36 Chas. S. Sautter 4605 Tacoma ✓ (SOUTHERN)
- 37 Mrs. Chas. S. Sautter 4605 Tacoma ✓
- 38 T. M. Connor 4705 Tacoma ✓
- 39 Mr. Amos Lenthimer 4611 Tacoma ✓
- 40 Mrs Amos Lenthimer 4611 Tacoma ✓
- 41 Harry K Green 801 Pasadena ✓
- 42 Mrs Harry Green 801 Pasadena ✓
- 43 S. G. Brown 4810 Tacoma ✓

MEMORANDUM

Fort Wayne, Indiana, May 29, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

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We, being owners and occupants of homes in and about the Southwood Park Addition to the City of Fort Wayne, having bought, built or leased our homes in the above neighborhood, because of the particular beauty of this Addition and neighborhood, and because of the reduced traffic and safety benefits for our children, without in any way wishing to object to the present gasoline bus feeder line service, do respectfully remonstrate against the passage of a resolution providing for trolley bus or street-car extension on the South Wayne line from the present terminus of said South Wayne line to Sherwood or Pettit Avenue, or otherwise on South Wayne Ave.

NAME	ADDRESS
Leon Koppfenstein	4706 So. Wayne Ave.
Mildred Koppfenstein	4706 S. Wayne ave.
E. B. Laseh	1005 Pasadena Dr. ✓
William R. Clark & Co. Inc.	4818 Beaver ave ✓
Henry Fortener	4606 Indiana Ave. ✓
Mabel E. Fortener	4606 Indiana Ave ✓
Dr. J. C. McKinney	4701 Beaverton ✓
Bertha M. Swartz	4609 So. Wayne Ave.
Arthur M. Mc Namara (Admrs)	4602 S. Wayne Ave.
Mabel G. Horall (Estate Nancy E. Mc Namara)	" " "
Mrs. Anna J. Bowser	4701 " " "
H. H. Swartz	4609 South Wayne Ave
Florence Mellin	914 W. Sherwood Terr ✓
E. W. Mylkins	914 W. Sherwood Terr ✓
Ermond P. Tichel	4711 S. Wayne Ave
Edith Tichel	4711 S. Wayne, Ave.
W. J. De Groot	4631 So Wayne ave
Elvie E. Bowser	4701 " " "
Jillie De Groot	4631 So. Wayne Ave
W. Berzel	4627 So. Wayne ave
Mrs. Floyd Berzel	4627 So. Wayne Ave.
Mrs. Art Bibler	4623 So Wayne ave.
Mr. Art Bibler	4623 So Wayne ave.

REMONSTRANCE

Fort Wayne, Indiana, May 29, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

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NAME	ADDRESS
Eleanor M. Felger	4210 Tacoma Ave.
Maurice M. Felger	4210 Tacoma Ave.
Mrs. N. G. Smoley	4218 Tacoma Ave.
Irene J. Wernicke D.D.S.	4134 Indiana Ave.
Joseph Wernicke	4134 Indiana Ave.
Mrs. John Conley	4215 Indiana Ave.
John Conley	4215 Indiana Ave.
W B Shank	4230 Indiana
Thomas C. Church	4420 Pembroke Lane
Mrs. Tom C. Church	4420 Pembroke Lane
D. G. Mertz	1310 Sherwood Terrace
Edith W. Mertz	1310 Sherwood Terrace
Mrs. M. A. Weaver	4429 So. Wayne
Dr. Elmer Bosselmann	4502 So. Wayne
Mrs. E. Bosselmann	4502 So. Wayne

R E M O N S T R A N C E

Fort Wayne, Indiana, May 29, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

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We, being owners and occupants of homes in and about the Southwood Park Addition to the City of Fort Wayne, having bought, built or leased our homes in the above neighborhood because of the particular beauty of this Addition and neighborhood, and because of the reduced traffic and safety benefits for our children, without in any way wishing to object to the present gasoline bus feeder line service, do respectfully remonstrate against the passage of a resolution providing for trolley bus or street-car extension on the South Wayne line from the present terminus of said South Wayne line to Sherwood or Pettit Avenue, or otherwise on South Wayne Ave.

NAME	ADDRESS
Thelma C. Hostette	919 Wayne
Arthur P. Moravec	4711 Old Mill Rd.
W. J. Jones	4705 Jacoma (owner) ✓
Mrs. H. K. Josef	4705 Jacoma " ✓
Mrs. Charles J. Wells	926 Wayne Dr.
Mrs. J. M. Connor	4705 Jacoma - ✓
Mildred Dunlap	4405 Indiana Ave ✓
Hattie Jones	4405 Indiana Ave ✓
Mrs. Baland Kahl	4316 Beaver Ave. ✓
Mrs. Baland Kahl	4316 Beaver Ave. ✓
Mrs. J. W. Herpy	1107 Westover Rd.
W. J. W. Herpy	1107 Westover Rd.
Paul J. Wood	4318 Buell Dr.
Mrs. Mary Wood	4318 Buell Dr.
Mrs. Edward T. Schele	929 Orange Dr. ✓
Mrs. Glenn L. Speelman	4404 Arlington ✓
Mr. Glenn L. Speelman	4404 Arlington ✓
Mrs. Raymond Williams	4405 Arlington ✓

R E M O N S T R A N C E

Fort Wayne Indiana, May 29 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

Gentlemen:

We, being owners and occupants of homes in and about the Southwood Park Addition to the City of Fort Wayne, having bought, built or leased homes in the above neighborhood because of the particular beauty of this addition and neighborhood and because of the reduced traffic and safety benefits for our children, without, in any way wishing to object to the present type of gasoline bus being used on the feeder line or to the extension of this type of service in or about the Southwood Park Addition, do respectfully remonstrate against the passage of any resolution providing for the extension of the trolley type of service on South Wayne or the extension of the trolley type of service into any other part of the Southwood Park Addition.

NAME

ADDRESS

Mr. J. M. Augermand	925 Prange Drive	6-6-41
W. C. Cope	4626 Beam Ave	✓
Mrs. W. C. Cope	4626 Beam Ave	✓
Edward Tamm ^{Ed. W} (AVER)	4634 Tacoma	✓
Mrs. Edward Tamm	4634 Tacoma	6-7-41
Irish J. Lerou	4647 Old Mill Rd	
Clis W. Cron	4647 Old Mill Rd.	
Mrs. H. C. Horn	4322 Tacoma Ave	6-11-41
Horace B. Horn	4322 Tacoma Ave	
Mr. Harold H. Grant	4729 Arlington	✓
Harold H. Grant	4729 Arlington	6-12-41
J. W. Fuzzy (FUZZY)	4717 Arlington	6-13-41
Hilda E. Fuzzy	4717 Arlington	✓

R E M O N S T R A N C E

Fort Wayne, Indiana, May 29, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:
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	NAME	ADDRESS
1	Ernell J. Vance	4534 So. Wayne
2	Ernell Vance	" " "
3	Carl T. Pichy	4328 Tacoma ✓
4	Ruth L. Pichy	4328 Tacoma ave. ✓
5	R.M. Weitz	4602 So. Wayne
6	O.J. Landry	4234 Tacoma.
7	Elsa H. Landry	4234 Tacoma.
8	Lavah T. Weitz	4602 South Wayne
9	Frank H. F. Leischer	4821 Indiana ✓
10	Marion E. Leischer	4821 Indiana ✓
11	W. Harris	4815 Indiana ✓
12	Mrs. C.H. Harris	4815 Indiana ✓
13	Mrs. Ada Harris	4815 Indiana ✓
14	Mrs. D.V. Hull	4635 Indiana Ave ✓
15	Mrs. D.V. Hull	4635 Indiana Ave ✓
16	Mrs. T.J. D. Day	4615 Indiana Ave ✓
17	Mr. E.H. Singer	4623 Indiana Ave. ✓
18	Mrs. E.H. Singer	4623 Indiana Ave ✓
19	E.E. Pichl	901 Prange ✓
20	Mrs. L. Beck	4614 Indiana Ave ✓
21	T. Blinny Galt	4622 Indiana Ave ✓
22	Mrs. Mary N. Poth	4622 Indiana Ave ✓
23	M. C. Burger (BUGG)	4636 Indiana Ave ✓
24	Betty Burger	4636 Indiana ✓
25	Edith Burger	4712 Indiana Ave ✓

MEMORANDUM

Fort Wayne, Indiana, May 29, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

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NAME	ADDRESS
Martin A. Weaver	4429 So Wayne
E. R. Rieley (CRILLY)	915 Brouge Dr
Ernest Rieley	4705 Indiana
Harold Bobeck	4422 Indiana ave. -
M. D. Johnson	4606 S. Tacoma Ave.
B. H. Hordernmark	4601 Tacoma
Mrs. James Haefling	4418 So. Wayne ave.
Mr. James Haefling	4418 So. Wayne ave.
Darrell J. Hirschfelder	4414 S. Wayne Ave.,
Marie V. Hirschfelder	4414 S. Wayne Ave.,
Bayless Swift	4308 Tacoma Avenue
Edna Underwood	4421 Tacoma ave
Mrs. D. A. Barnes	4332 Tacoma Ave
H. A. Clemens	4308 Beaver
Mrs. H. A. Clemens	4308 Beaver
1/5 - Edna E. Johnson	4702 Indiana

REMONSTRANCE

Fort Wayne, Indiana, May 29th, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

GENTLEMEN:

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NAME	ADDRESS
Fay Pinnette.	4510 S. Wayne Ave.
Mrs. Ned Green	4725 Arlington Ave. ✓
Ned Green.	4725 Arlington Ave. ✓
C. A. Knight	1007 Marine Dr.
D. H. Hostetter	919 Marine Dr.
Ernest R. Carl	4633 Crestwood
Wm. Carl	" "
Elizabeth K. McMillen	4621 Crestwood
Mrs. L. J. Tholen	4315 Beacon ✓
Benjamin Tholen	
Frank J. Kappel	4432 Arlington Ave. ✓
Mrs. Frank J. Kappel	4432 Arlington Ave. ✓
Lawrence C. Cline	4421 Arlington Ave. ✓
Mrs. Lawrence C. Cline	4421 Arlington Ave. ✓
William F. Dyk	4200 So. Wayne Ave
Mrs. H. M. Dyk	4200 So. Wayne Ave
Joseph Barbieri	4701 Stanford Rd
Mrs. Joe Barbieri	4701 Stanford Rd

REMONSTRANCE

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NAME	ADDRESS
<i>W. W. Cassady</i>	<i>1141 Westover</i>
<i>A. B. Racht</i>	<i>4414 Pembroke Lane</i>
<i>Florence L. Crance</i>	<i>911 Pasadena Dr.</i>
<i>Joseph D. Crance</i>	<i>911 Pasadena Dr.</i>
<i>Robert Koberger</i>	<i>Corner Sunset & Korte</i>
<i>Southwood "F" Inc.</i>	<i>1235 Lincoln Tower</i>
<i>Ray Burt H. Smith Pres.</i>	<i>4609 South Wayne</i>
<i>Mrs Chas Botteron</i>	<i>4509 S Wayne</i>
<i>Mr Charles A. Botteron</i>	<i>4705 Tacoma</i>
<i>John Murend</i>	

REMONSTRANCE

Fort Wayne, Indiana, May 29, 1941

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NAME	ADDRESS
Helene F. Danneberg	4816 So. Wayne Ave
Freeman G. Danneberg	4816 So. Wayne Ave
Mary L. Gruber	4811 So. Wayne
John E. Gruber	4811 So. Wayne
George A. Fann	4813 So. Wayne Ave.
Mabel M. Fann	4813 So. Wayne Ave.
Susan K. Peck	4819 South Wayne ave.
H. F. Krahn	4721 " " "
Violet Krahn	4721 South Wayne Ave
Myrtle E. Schmau	4316 Tacoma Ave.
A. C. Rietdorf	4325 So Wayne
Velma S. Rietdorf	4325 So Wayne

REMONSTRANCE

Fort Wayne, Indiana, May 22, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

Gentlemen:

We, being owners and occupants of homes in and about the Sherwood Park Addition to the City of Fort Wayne, having bought, built or leased our homes in the above neighborhood, because of the particular beauty of this Addition and neighborhood, and because of the reduced traffic and safety benefits for our children, without in any way wishing to object to the present gasoline bus feeder line service, do respectfully remonstrate against the passage of a resolution providing for trolley bus or street-car extension on the South Wayne line from the present terminus of said South Wayne line to Sherwood or Pettit Avenue, or otherwise on South Wayne Ave.

NAME

ADDRESS

W. G. Blumenberg

4722 So. Wayne Ave.

Mr. W. G. Blumenberg

4722 So. Wayne Ave

Henry Reidenbach

4509 So Wayne

Madelin Reidenbach

4509 South Wayne

S. Delmont Shaffmaster

4717 South Wayne Ave signed before

Esther A. Shaffmaster

4717 South Wayne Ave

G. N. Spears

4726 So Wayne Ave

E. Graham

4643 Old Mill Road.

A. Tuttle

4338 Dury Lane

Mrs G. N. Spears

4726 South Wayne

R E M O N S T R A N C E

Fort Wayne, Indiana, May 29, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

Gentlemen:

We, being owners and occupants of homes in and about the Southwood Park Addition to the City of Fort Wayne, having bought, built or leased our homes in the above neighborhood because of the particular beauty of this Addition and neighborhood, and because of the reduced traffic and safety benefits for our children, without in any way wishing to object to the present gasoline bus feeder line service, do respectfully remonstrate against the passage of a resolution providing for trolley bus or street-car extension on the South Wayne line from the present terminus of said South Wayne line to Sherwood or Pettit Avenue, or otherwise on South Wayne Ave.

NAME	ADDRESS
C. P. Stadelman	4615 Arlington Ave.
Mrs. C. F. Stadelman	4615 Arlington Ave. ✓
E. Carney	4522 Beaver Ave. ✓
M. Carney	4522 Beaver ✓
J. Carney	4522 Beaver ✓
Matter E. Z. Lick	4701 Indiana Ave 6-6-41
Esther A. Z. Lick	4701 Indiana Ave 6-6-41
J. E. Maroney	4522 Arlington ✓
Mrs. J. E. Maroney	4522 Arlington } 6-7-41 ✓
Kay Havitt	4522 Arlington } ✓
Mrs. O. E. Ehrman (EHRMAN)	Violet Ehrman ✓
Jim E. Jeffley	4625 S. Fairfield Ave. ✓
Herman E. Jeffley	4411 Beaver Ave. ✓
	4411 Beaver Ave. ✓

REMONSTRANCE

Fort Wayne, Indiana, May 22, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

Gentlemen:

We, being owners and occupants of homes in and about the Southwood Park Addition to the City of Fort Wayne, having bought, built or leased our homes in the above neighborhood because of the particular beauty of this Addition and neighborhood, and because of the reduced traffic and safety benefits for our children, without in any way wishing to object to the present gasoline bus feeder line service, do respectfully remonstrate against the passage of a resolution providing for trolley bus or street-car extension on the South Wayne line from the present terminus of said South Wayne line to Sherwood or Pettit Avenue, or otherwise on South Wayne Avenue.

NAME	ADDRESS	
F. R. Saylor —	4502 arlington.	✓
Mrs. H. R. Saylor —	" "	✓
Mrs. J. M. Burke —	" "	✓
Mr. F. M. Burke —	" "	✓
Frank J. Kappel —	4432 "	✓
Mrs. Edward Pownall	4406 "	✓
Mr. Edward Pownall	4406 "	✓
Mrs. Geo. Buelow	4401 "	✓
Mr. Geo. Buelow	4401 "	✓
N. W. Pritchard,	4409 "	✓
Mrs. J. E. Ruhl -	4415 "	✓
Mrs. E. J. Nichter	4417 "	✓
Mr. H. Smith	4425 "	✓
Mrs. H. Smith	4425 "	✓
A. H. Lankman	4523 S. Wayne	✓
Mrs. Lucille Lankman	4523 S. Wayne	✓

REMONSTRANCE

Fort Wayne, Indiana, May 29th, 1941

TO THE BOARD OF WORKS OF THE CITY OF FORT WAYNE:
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

Gentlemen:

We, being owners and occupants of homes in and about the Southwood Park Additions to the City of Fort Wayne, having bought, built or leased our homes in the above neighborhood because of the particular beauty of this addition and neighborhood and because of the reduced traffic and safety benefits for our children, without in any way wishing to object to the present gasoline bus feeder line service, do respectfully remonstrate against the passage of a resolution providing for trolley bus or street-car extension on the South Wayne line from the present terminus of said South Wayne line to Sherwood or Pettit Avenue, or otherwise on South Wayne Ave.

NAME

ADDRESS

Mr. Walter Strasburg 4725 D. Wayne Ave.
Mrs. W. Strasburg 4725 D. Wayne Ave.

Mrs. Otto Dobler 4131 Tacoma
Mr. Otto Dobler, 4131 Tacoma

Herbert A. Keller - 4613 Fairfield ✓
E. W. Robin 4701 Arlington Ave ✓
Leo A. Stump 4626 Fairfield Ave ✓
(Langdon) Floyd Langdon 4613 D. Fairfield Ave ✓
Norman Smith 4613 D. Fairfield ✓

REMONSTRANCE

Fort Wayne, Indiana, May 29, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

Gentlemen:

We, being owners and occupants of homes in and about the Southwood Park Addition to the City of Fort Wayne, having bought, built or leased our homes in the above neighborhood, because of the particular beauty of this Addition and neighborhood, and because of the reduced traffic and safety benefits for our children, without in any way wishing to object to the present gasoline bus feeder line service, do respectfully remonstrate against the passage of a resolution providing for trolley bus or street-car extension on the South Wayne line from the present terminus of said South Wayne line to Sherwood or Pettit Avenue, or otherwise on South Wayne Ave.

<u>NAME</u>	<u>ADDRESS</u>
George F. Carey	4729 South Wayne
Mrs. Geo F. Carey.	4729 South Wayne.
Mrs. E. H. Knell	4717 Indiana Ave. ✓
W. C. Dumbauld	4706 Arlington Ave ✓
Mary Louise Dumbauld	4706 Arlington Ave. ✓
Charles H. Stamm	4516 Arlington Ave. ✓
Edna L. Gray	750 Irving Ave ✓
Th. E. Frederick	4530 Arlington Ave. ✓
Mary F. Frederick	4530 Arlington Ave. ✓
Wilma Coir	4510 Arlington Ave. ✓
John V. Hagan	4730 Arlington Ave ✓
Mrs. J. V. Hagan	4730 Arlington Ave.
Leo C. Mascatto	1168 Westover Rd. 6-7-41

R E M O N S T R A N C E

Fort Wayne, Indiana , May 29th, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE
TO THE CITY CCUNCIL OF THE CITY OF FORT WAYNE:

Gentlemen:

We, being owners and occupants of homes in and about the Southwood Park Addition to the City of Fort Wayne, having bought, built or leased our homes in the above neighborhood because of the particular beauty of th~~is~~ addition, and neighborhood, and because of the reduced traffic and safety benefits for our children, without in any way wishing to object to the present gasoline bus feeder line service, do respectfully remonstrate against the passage of a resolution providing for trolley bus or street-car extension on the South Wayne line from the present terminus of said South Wayne line to Sherwood or Pettit Avenue, or otherwise on South Wayne Avenue.

NAME	ADDRESS
S. Delmont Shaffmaster	4717 South Wayne Ave
Esther A. Shaffmaster	4717 South Wayne Ave.
a Carl H. Blessing	4326 So. Wayne Ave
Edith Blessing	4326 So. Wayne Ave
a Wm J. Friedline	4320 S. Wayne
Alma J. Friedline	4320 S. Wayne.

(Linsen) 4514 So. Wayne Ave.

REMONSTRANCE

Fort Wayne, Indiana, May 19, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

Gentlemen:

We, being owners and occupants of homes in and about the Southwood Park Addition to the City of Fort Wayne, having bought, built or leased our homes in the above neighborhood, because of the particular beauty of this Addition and neighborhood, and because of the reduced traffic and safety benefits for our children, without in any way wishing to object to the present gasoline bus feeder line service, do respectfully remonstrate against the passage of a resolution providing for trolley bus or street-car extension on the South Wayne line from the present terminus of said South Wayne line to Sherwood or Pettit Avenue, or otherwise on South Wayne Ave.

NAME	ADDRESS
Mrs. Florence Lakey	4802 So. Wayne Ave
H. E. Lakey	4802 S. Wayne Ave
Velma Poltmeyer	4723 Lacoma
Fred W. Poltmeyer	" " " "
Victor H. Hilgenauer	1155 Westover Rd.
Fred E. Dimke	4814 Arlington Ave

REMONSTRANCE

Fort Wayne, Indiana, May 29, 1941

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:
TO THE CITY COUNCIL OF THE CITY OF FORT WAYNE:

Gentlemen:

We, being owners and occupants of homes in and about the Southwood Park Addition to the City of Fort Wayne, having bought, built or leased our homes in the above neighborhood, because of the particular beauty of this Addition and neighborhood, and because of the reduced traffic and safety benefits for our children, without in any way wishing to object to the present gasoline bus feeder line service, do respectfully remonstrate against the passage of a resolution providing for trolley bus or street-car extension on the South Wayne line from the present terminus of said South Wayne line to Sherwood or Pettit Avenue, or otherwise on South Wayne Ave.

NAME

ADDRESS

John H. Hines	1112 Westover
Arthur O. Homina	4125 - Arlington, Ave
James H. Stephenson	4622 So. Wayne Ave
W. H. Klingenberg (Klingenberg)	4610 Tascama Ave
Carol G. Goulet	205 E. Maple Grove
A Violet Martin	125 W. Lexington
Mrs. James H. Stephenson	4622 S. Wayne
W. H. Stephenson	4707 Tascama Ave
H. Vaughn Scott	428 W. Sherwood
Geo. R. LeDuc	4405 S. Wayne
Ella Mae Magarity	4330 S. Wayne
Edith Magarity	4330 S. Wayne

Additional names on So. Wayne Ave.

Carl A. Hornbush -	4616	So. Wayne	
E. J. Auth	4401	So. Wayne	
Sela Auth	4401	" "	
John B. Parker	4412	" "	
Joretta Parker	4412	" "	
M. A. Weaver	4429	" "	
Mrs. M. A. Weaver	4429	" "	
R. M. Weitz	4602	" "	Renter
Sarah Weitz	4602	" "	"
Paul Jellison	4428	" "	
Lone Jellison	4428	" "	
George R. LeFavour	4405	" "	
Melvin Beaver	4623	" "	owner
Mrs. Charles Botteron	4509	" "	
Mr. Charles Botteron	4509	" "	
Arthur M. McNamara	4602	" "	Administrator
Mabel S. Storall	4602	" "	
Ben F. Shirk President Southwood "F" Incorporated.			

Just south of end of line but not counted in final survey.

Carl H. Blessing	4326	So. Wayne
Edith Blessing	4326	" "
A. C. Rietdorf	4325	" "
Velma Rietdorf	4325	" "
Ella Mae Maginity	4330	" "
Niel Maginity	4330	" "

P. Page

In making final total only one vote was counted for each house and only votes in area south of Clermont are counted between Fairfield on east and Beaver on the west. This is the exact area in which the Indiana Service Corporation made its survey.

Total votes against extension - 146
146 - Mrs. J. P. Gaiser
 4518 So. Wayne

Names on first remonstrance filed with
Board of Works.

2 page

A. Lyle Poinsett	4510	So. Wayne Ave.
Allen C. Lomont	4421	" "
Jane T. Lomont	4421	" "
Dr. Elmer Boselmann	4502	" "
Mrs. H. C. Lakey	4802	" "
Mrs. W. G. Blomberg	4722	" "
Mrs. S. H. Spears	4726	" "
Mrs. S. F. Kloppenstein	4706	" "
Mrs. F. S. Dammfeller	4816	" "
Mr. & Mrs. Geo. F. Carey	4720	" "
Mr. & Mrs. W. H. Strasburg	4725	" "
Mr. & Mrs. A. C. Sibley	4623	" "
Mr. & Mrs. H. F. Kralin	4721	" "
Mr. & Mrs. K. N. Swartz	4602	" "
Mr. & Mrs. J. Stephenson	4622	" "
Mr. & Mrs. J. S. Braybrook	4616	" "
Mr. & Mrs. James Hoefling	4418	" "
Mr. & Mrs. W. J. Hirschfelder	4414	" "
Mr. & Mrs. O. J. Vance	4534	" "
Mr. & Mrs. A. K. Lankenau	4523	" "
Mr. & Mrs. M. T. Macdonald	4522	" "
Miss Ida Neuman	4515	" "
Mr. & Mrs. H. Reidenbach	4509	" "
Victor J. Deininger	4626	" "
Capitola A. Deininger	4626	" "
F. A. Bergel	4627	" "
Leone E. Bergel	4627	" "
E. C. Bower	4701	" "
Anna Bower	4701	" "
Mr. & Mrs. John Gruber	4811	" "
Mr. & Mrs. Geo. H. Fann	4813	" "
Susan K. Peck	4819	" "
S. Delmont Shoffmaster	4717	" "
Mr. & Mrs. E. P. Tichel	4711	" "
Mr. & Mrs. W. J. De Groot	4631	" "
Theresa Walsh	4417	" "
Kathlee Walsh	4417	" "
Max Ginn	4402	" "

Arlington

H. R. Saylor	C	4502 Arlington
Mrs. H. R. Saylor	C	4502 "
Mrs. F. M. Burke	C	4502 "
Mr. F. M. Burke	C	4502 "
Frank J. Kappel	—	4432 "
Mrs. Edward Pownall	C	4406 "
Mr. Edward Pownall	C	4406 "
Mrs. George Buelaw	—	4401 "
Mr. George Buelaw	—	4401 "
N. H. Pritchard	—	4409 "
Mrs. J. E. Ruhl	C	4415 "
Mrs. C. J. Nichter	C	4417 "
Mrs. N. Smith	C	4425 "
Mr. N. Smith	C	4425 "
R. H. Lamb		
Fred C. Dimke	C	4814 "
W. C. Dunbar	—	4706 "
Mary Louise Dunbar	—	4706 "
Charles H. Stamm	C	4516 "
Eda B. Gray	C	4516 "
H. E. Friedrich	—	4530 "
Mary J. Friedrich	—	4530 "
Willma Coil	C	4510 "
John V. Hagan	—	4730 "
Mrs. J. V. Hagan	—	4730 "
E. F. Stadelman	C	4615 "
Mrs. C. F. Stadelman	C	4615 "
J. E. Maroney	—	4522 "
Mrs. J. E. Maroney	—	4522 "
E. V. Robin	—	4701 "
Mrs. Harold W. Grant	C	4729 "
Mr. Harold W. Grant	C	4729 "
J. W. Fuzzy Jr.	C	4717 "
Hilda Fuzzy	—	4717 "
Mrs. Ned Green	—	4725 "
Ned Green	C	4725 "
James S. Michell	C	4612 "
Ruth Snyder	C	4806 "
Lawrence C. Gase	C	4421 "

Arlington

Mrs. Laurena C. Gase

Maurice Malay

J. P. Babcock

Mrs. Glenn S. Speelman

Mr. Glenn S. Speelman

Mrs. Raymond Williams

Dorothy Malay

Kay Davitt

4421 Arlington

4420 "

4429 "

4404 "

4404 "

4405 "

4420 "

4522 "

Fairfield

Herbert A. Keller

Leo A. Stump

Floyd Langdon

Norris Smithly

Fred S. Ehnman

Viola Ehnman

4613 Fairfield

4626 "

4613 "

4624 "

4625 "

4625 "

Prange

J. M. Huguenard
 Mrs. Edward J. Schele
 H. S. Soshea
 Mrs. H. S. Soshea
 Edwin N. Koenneman
 Helen Koenneman
 Helen Bonner
 E. E. Buhl
 E. R. Cully

925 Prange Dr.
 929 " "
 930 " "
 930 " "
 1006 " "
 1006 " "
 1001 " "
 901 " "
 915 " "

Sherwood Terrace

Mr. & Mrs. Wm Waterfield
 Sol Rothberg
 J. E. Mc Kinnage
 Florence Mellin
 E. W. Mellin
 D. S. Mertz
 Edith H. Mertz

1232 W. Sherwood
 924 " "
 1227 " "
 914 " "
 914 " "
 1310 " "
 1310 " "

Pasadena

Dean F. Cutshall	1017 Pasadena Dr.
Patricia Cutshall	1017 Pasadena Dr.
Florence Lauer	725 " "
Mr. C. Wefel	936 " "
Emma Wefel	936 " "
Carl H. Bruns	1027 " "
Helen Bruns	1027 " "
Harry K. Green	801 " "
Mrs. Harry Green	801 " "
C. B. Loeck	1005 " "
Mildred Thomas	612 " "
Gerald Thomas	612 " "
Joseph F. Crance	911 " "
Florence Crance	911 " "
Mrs. Bernard Kearn	903 " "
Mr. Clarence V. Knight	1015 " "

Beaver.

Dr. & Mrs. N. W. Cook	-	4786	Beaver
Philip P. Andrews	-	4708	"
Dorothy M. Andrews	-	4708	"
E. Carney		4522	"
Mrs. E. Carney		4522	"
D.		4522	"
Don. C. Heffley	-	4415	"
Florence	-	4415	"
Wm C. Popp		4626	"
Mrs. W. C. Popp	-	4626	"
Mr. Roland Kohl	-	4316	"
Mrs. Roland Kohl	-	4316	"
Jessica Sparks		4610	"
Mrs. J. H. Baltes	-	4816	"
H. Looser	-	4601	"
Mrs. H. Looser	-	4601	"
Mr. S. J. Tholen		4315	"
Genevieve Tholen		4315	"
Wm R. Clark M.D.		4515	"
Dr. J. C. Wynnekin	-	4701	"
Mabelle C. Flannagan		4407	"
Wayne Meriotte		4318	"
L. R. Mathews		4527	"
Agnes Mathews		4527	"
Frank Roger	-	4721	"
George B. Roger	-	4721	"

Indiana

Mrs. E. H. Krull	4717	Indiana
Walter E. Klebe	4701	"
Esther A. Klebe	4701	"
Mildred Dunlap	4405	"
Nattie Jones	4405	"
Frank N. Fleischer	4821	} signed for request " withdrawal
Marion Fleischer	4821	
C. H. Harris	4815	"
Mrs. C. H. Harris	4815	"
Mrs. Ada Guy	4815	"
Mrs. D. V. Hull	4635	"
Mr. D. V. Hull	4635	"
Mrs. J. J. O'Day	4615	"
Mr. E. W. Singer	4623	"
Mrs. E. W. Singer	4623	"
Mrs. A. S. Berk	4614	"
J. Plimmy Potts	4622	"
Mrs. Mary R. Potts	4622	"
H. C. Bugg	4636	"
Betty Bugg	4636	"
Henry Heyman	4712	"
Henry Fortner	4606	"
Mable C. Fortner	4606	"
Fred S. Fisher	4705	"
Harold Roebuck	4422	"
Elmer Furman	4702	4702

Tacoma

D.C. Mc Crady	4410 Tacoma
Catherine Nolan	4517 Tacoma
Irene Johnson	4517 "
B. Welbaum	4521 "
Mrs. B. Welbaum	4521 "
Mrs. Gordon Reues	4525 "
Gordon Reues	4525 "
Mrs. Wm A. Good	4515 "
Velma Pahlmeyer	4723 "
Ferd W. Pahlmeyer	4723 "
Edward D. Auer	4634 "
Mrs. Edward Auer	4634 "
Mrs. H.C. Horn	4322 "
Horace C. Horn	4322 "
H. P. Josef	4705 "
Mrs. H.P. Josef	4705 "
Mrs J.M. Connor	4705 "
Wm A. Good	4515 "
Eleanor Cress	4313 "
J.M. Klingenberg	4610 "
Paul F. Riedy	4707 "
M.M. Johnson	4707 "
Paul F. Riedy	4328 "
Ruth S.	4328 "
Jack B. Lake	4430 "
Mrs. Jack B. Lake	4430 "
Mrs. Walter H. Meyer	4418 "
Mr. Carl A. Ramsey	4414 "
Mrs. Carl Ramsey	4414 "
Mr. H.E. Weidenhofer	4409 "
Mrs. H. E. Weidenhofer	4409 "
F.C. Merrill at	4425 "
Mrs. F.C. Merrill at	4425 "
Chas D. Southern	4605 "
Mrs. Chas. D. Southern	4605 "
J.M. Connor	4705 "
Mrs. Anon Suntheimer	4611 "
Mrs. Anon. Suntheimer	4611 "
S.S. Johnson	4810 "
M.D. Johnson	4606 "
D. Vodermark	4601 "

(over)

Edna Dunderwood
John Durand

4421 Tacoma
4705 "

4515 South Wayne Avenue.
Fort Wayne, Indiana
July 17th, 1941

Board of Public Works
Fort Wayne, Indiana

Dear Sirs:

Inasmuch as employment makes it impossible for me to attend the hearing in your office regarding the trolley extension on South Wayne Avenue., I wish to reaffirm my opposition to this extension.

Although I am a daily rider of the Street Cars, I know this proposed extension would devalue my property and destroy the beauty of the parkway, which I enjoy and help to maintain.

Trusting in your fairness and good judgment in this matter,

I am,

Sincerely,

Ida A. Reinman

REMONSTRANCE.

Fort Wayne, Ind., April 25, 1941. 192xx

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

The undersigned, owners of real

estate fronting on South Wayne Avenue, from

4400 Block to 4700 Block

respectfully remonstrate against the passage of a resolution providing for Trolley Bus or

Street Car Extension on the South Wayne Line to Sherwood or Pettit Ave.

<i>A. Lyle Pinsette. 4510 So Wayne Ave.</i>	<i>Mr & Mrs John Gruber 4811 So. Wayne</i>
<i>Allen C. Linnert 4421 So Wayne Ave</i>	<i>Mr & Mrs George R. Farn 4813 So Wayne</i>
<i>James F. Linnert - 4421 So. Wayne Ave</i>	<i>Susan K. Peck 4819 South Wayne Ave.</i>
<i>Mr. J. P. Geiser 4518 So Wayne</i>	<i>S. Delmont Shaffmaster 4717 So Wayne</i>
<i>Mr. Edwin Bornemann</i>	<i>Mrs. P. P. Hinkel 4711 So Wayne</i>
<i>4422 So Wayne</i>	<i>Mr & Mrs W. J. Ruff 4631 So Wayne</i>
<i>4422 So Wayne</i>	<i>Theresa Halseh 4417 S. Wayne</i>
<i>Mr. G. H. Stange 4721 So Wayne</i>	<i>Kathleen Halseh 4417 S. Wayne</i>
<i>Mrs. L. J. Klopfenstein 4706 So. Wayne</i>	<i>Max Zimm 4402 So Wayne</i>
<i>Mrs. L. J. Klopfenstein 4706 So. Wayne</i>	<i>Mrs Mrs Saul Komperger 4616 So Wayne</i>
<i>Mrs & Mrs W. F. Brey 4729 So Wayne</i>	
<i>Mr. & Mrs. H. H. Strasburg 4725 So. Wayne Ave.</i>	
<i>Mr. & Mrs L. F. Krahue 4721 S. Wayne Ave</i>	
<i>Mr & Mrs A. E. Sedley 4623 S. Wayne Ave.</i>	
<i>Mr. & Mrs. H. N. Swartz 4609 So. Wayne Ave</i>	
<i>Mr. & Mrs. H. N. Swartz 4609 So. Wayne Ave</i>	
<i>Mr & Mrs L. L. Braybrook 4616 So Wayne Ave -</i>	
<i>Mr & Mrs James Haeffling 4418 So. Wayne Ave</i>	
<i>Mr & Mrs J. Haeffling 4414 So Wayne Ave.</i>	
<i>Mr & Mrs D. J. Vance 4534 So Wayne Ave</i>	
<i>Mr & Mrs A. H. Lankenau 4523 S. Wayne Ave.</i>	
<i>Mr & Mrs V. H. Hecman 4515 So. Wayne Ave.</i>	
<i>Mr & Mrs M. J. Mac Donald 4522 So Wayne Ave. (Rent)</i>	
<i>Mr & Mrs H. Reidenbach 4509 So Wayne Ave</i>	
<i>Victor J. Reinger 4626 So. Wayne Ave</i>	
<i>Casilda A. Reinger 4627 So. Wayne Ave.</i>	
<i>Joe Berget 4627 S. Wayne Ave.</i>	
<i>Leone E. Berget 4701 So. Wayne Ave.</i>	
<i>E. E. Bowen 4701 So. Wayne Ave.</i>	
<i>Anna Bower</i>	

REMONSTRANCE

Against the Passage of a Resolution for
Improving

Traction Service providing.....

Trolley Bus or Street Car.....

Extention on So. Wayne line.....

FromClermont..... Street

ToPettit..... Street

FILED WITH THE

FILED: MAY 1, 1941

From the desk of—
ROBERT G. BEAMS*

against

SW

3

Signed
R.

For.

20 - 2

3 - Arlington

1 - Prange Dr. — — 7

2 - Tacoma

12

1

1 Sherwood Terrace

1

1 Beaver

24. — 2

2 Indiana Ave

12 — 3

2 Fairfield -

12 — 2
91 -

Pasadena

21
112

4 signed

Fort Wayne, Ind.,
July 11, 1931.

To the Members of the Board of Works,
City of Fort Wayne,
To the Members of the City Council,
City of Fort Wayne.

Gentlemen:

Owing to arrangements made by us before the date was set for the hearing on the extension of the trolley type of service on South Wayne, we will be unable to attend this meeting. We wish to take this method of expressing our feelings to you on the above matter and hope that you will give us consideration, even though we will be unable to appear in person at your hearing.

As taxpayers, and as owners of property on South Wayne, we object to the extension of the trolley type of transportation service on South Wayne beyond its present limit. We do not object to the present type of feeder bus which is being operated in our locality. We feel that you gentlemen should encourage this type of service in our district, even though it may not be as attractive to the Traction Company as their overhead service.

For some reason unknown to us, the Traction Company appears to us, to be bringing a great deal of pressure to bear in an attempt to force this short trolley extension through. This is being done in spite of the fact that there is a large group of people both on South Wayne and on neighboring streets who oppose the placing of trolley wires and poles in the proposed extension. Our-selves, and the many others who oppose this move are, of course, in no position to fight an extended battle with the Traction Company.

In the last analysis, we must depend on you gentlemen to protect us from such moves, as in our opinion the Traction Company is attempting this extension purely for their own convenience and after they have completed all the moves relative to this extension it will be quite apparent to everyone concerned that there was no thought in their minds for the common good of our district.

We are confident that you will not permit this attempted extension.

Respectfully yours,

George F Carey

Mrs. Geo F Carey

4729 South Wayne

GFC:C

Stat. 152

34 beyond PSC Survey

19 Sent cards for

44 against

35 did not vote by card

PSC questions 32 of this no

ANALYSIS
OF
SOUTH WAYNE AVENUE
REMONSTRANCE PETITION

-000-

In making the final total only one vote was counted for each house and only votes in the area south of Clermont Avenue were counted between Fairfield on the east and Beaver on the west. This is the exact area in which the Indiana Service Corporation made its survey.

Total vote AGAINST extension

..... 146

Mrs. J.P. Geiser
4518 South Wayne
Fort Wayne
Indiana

Carl A. Hornburger	4616	South	Wayne	Ave.	
E. L. Auth	4401	"	"	"	
Lela Auth	4401	"	"	"	
John B. Parker	4412	"	"	"	
Loretta Parker	4412	"	"	"	
M.A. Weaver	4429	"	"	"	
Mrs. M. A. Weaver	4429	"	"	"	
R.M. Weitz	4602	"	"	"	(Renter)
Sarah Weitz	4602	"	"	"	"
Paul Jellison	4428	"	"	"	
Ione Jellison	4428	"	"	"	
George R. Le Favour	4405	"	"	"	
Melvin Beaver	4623	"	"	"	
Mrs. Chas Botteron	4509	"	"	"	
Mr. Chas Botteron	4509	"	"	"	
Arthur M. McNamara	4602	"	"	"	(Administrator)
Mabel G. Storall	4602	"	"	"	
Ben F. Shirk		PRESIDENT	SOUTHWOOD	"F"	INCORPORATED

Just south of end of the line
Not counted in final survey

Carl H. Blessing	4326	"	"	"
Edith Blessing	4326	"	"	"
A.C. Rietdorf	4325	"	"	"
Velam Rietdorf	4325	"	"	"
Ella Mae Maginity	4330	"	"	"
Niel Maginity	4330	"	"	"

Names on first Remonstrance
Filed with the Board of Works

A. Lyle Poinsette	4510	"	"	"
Allen C. Lomont	4421	"	"	"
Jane F. Lomont	4421	"	"	"
Dr. Elmer Bosselmann	4502	"	"	"
Mrs. K.C. Lakey	4802	"	"	"
Mrs. W.G. Blomberg	4722	"	"	"
Mrs. G.H. Spears	4627	"	"	"
Mrs. L.F. Klopfensteing	4706	"	"	"
Mrs. F.G. Dannenfelser	4816	"	"	"
Mr and Mrs. Geo. F. Carey	4720	"	"	"
Mr and Mrs. W.H. Strasburg	4725	"	"	"
Mr and Mrs. A.C. Sibley	4623	"	"	"
Mr and Mrs. H.F. Krahn	4721	"	"	"
Mr and Mrs K.N. Swartz	4602	"	"	"
Mr and Mrs. J. Stephenson	4622	"	"	"
Mr. and Mrs. L.L. Braybrook	4616	"	"	"
Mr. and Mrs. James Hoelfling	4418	"	"	"
Mr and Mrs. D. Hirschfelder	4414	"	"	"

Mr and Mrs. O.J. Vance	4534	South	Wayne	Ave
Mr and Mrs A.H.Lankenau	4523	"	"	"
Mr and Mrs. F.McDonald.	4522	"	"	"
Miss Ida Neuman	4515	"	"	"
Mr and Mrs. H.Reidenbach	4509	"	"	"
V.J. Deininger	4626	"	"	"
Capitola Deininger	4626	"	"	"
F.A.Begel	4627	"	"	"
E.E.Bower	4701	"	"	"
Anna Bower	4701	"	"	"
Mr and Mrs. John Gruber	4711	"	"	"
Mr and Mrs. Geo. F. Fann	4813	"	"	"
Asan K. Peck	4819	"	"	"
S.Demont Shoffmaster	4717	"	"	"
Mr and Mrs. C.P.Tickel	4711	"	"	"
Mr and Mrs. W.J.DeGroff	4621	#	"	"
Theresea Walsh	4417	"	"	"
Kathlee Walshq	4417	"	"	"
Max Zinn	4402	"	"	"

A R L I N G T O N

H.R. Saylor	4502	Arlington
Mrs. H.R.Saylor	4502	"
Mrs. F.M.Burke	4502	"
Frank J. Kappel	4432	"
Mrs. Edward Pownell	4406	"
Mr Edward Pownell	4406	"
Mr and Mrs George Buelaw	4401	"
M.H. Pritchard	4409	"
Mrs. J.E. Ruhl	4415	"
Mrs. C.J.Nichter	4417	"
Mrs. H. Smith	4425	"
Mr H. Smith	4425	"
Fred E. Dimke	4814	"
W.C.Dunbar	4706	"
Mary Louise Dunbar	4706	"
Chas H. Stamm	4516	"
Ida B. Gray	4516	"
H.E. Frederick	4530	"
Mary F. Frederick	4530	"
Wilma Coff	4510	"
Mr and Mrs. John V. Hogan	4730	"
C.F.Stodelman	4615	"
Mrs C.F. Stodelman	4615	"
Mr and Mrs J.E.Maroney	4522	"
E.V.Robin	4701	"
Mr and Mrs. Harold W. Grant	4729	"
Mr and Mrs J.W. Fuzzy	4717	"
Mr and Mrs. Ned Green	4725	"
James S. Michell	4612	"
Ruth Snyder	4806	"
Lawrence C. Gase	4421	"
Mrs. L.E. Gase	4421	"
Laurice Maloy	4420	"
J.P.Babcock	4429	"
Mrs. Glen L. Speelman	4404	"
Mr Glenn L. Speelman	4404	"
Mrs. Raymond Williams	4405	"
Dorothy Macloy	4420	"
Kay Devitt	4522	"

F A I R F I E L D

Herbert A Keller	4613	Fairfield
Leo A. Stump	4626	"
Floyd Langdon	4619	"
Norris Smitley	4624	"
Fred S. Ehrman	4625	"
Viola Ehrman	4625	"

P R A N G E

		Prange	Drive
J.M. Huguenard	925	"	"
Mrs. Edward T. Scheele	929	"	"
H.S.Soshea	930	"	"
Mrs. H.S. Soshea	930	"	"
Mr and Mrs. E.N.Koeneman	1006	"	"
C.E.Buhl	901	"	"
E.R.Crilly	915	"	"

S H E R W O O D T E R R A C E

Mr and Mrs. William Waterfield	1232	WEST Sherwood
Sol Rothberg	924	" "
J.C.McKivergen	1227	" "
Florence Mellin	914	" "
E.W.Mellin	914	" "
Mr and Mrs D.G.M _u rtz	1310	" "

P A S A D E N A

Mr and Mrs Dean F. Cutshall	1017	Pasadena
Florence Lauer	725	"
Mr and Mrs C. Wfel	930	"
Mr and Mrs. Carl H. Bruns	1027	"
Mrs Harry Green	801	"
Mr Harry Green	801	"
E.B.Lasch	1005	"
Mr and Mrs Gerald Thomas	612	"
Mr and Mrs Joseph F. Crance	911	"
Mrs Bernard Kearns	903	"
Mrs Clarence V. Knight	1015	"

B E A V E R

Dr. and Mrs. H.W.Cook	4736	Beaver
Mr and Mrs. P.P. Andrews	4708	"
Mr and Mrs G.Carney	4522	"
Mr and Mrs Don Heffley	4411	"
Mr and Mrs W.C.Popp	4626	"
Mr and Mrs Roland Kohl	4316	"
Jessica Sparks	4610	"
Mrs. J.H. Baltes	4816	"
Mr and Mrs. H.Loesser	4601	"
Mr and Mrs LJ. Tholen	4315	"
WM. R. Clark, M.D.	4515	"
Dr. T.C.Wyneken	4701	"
Mabelle C. Flanagan	4407	"
Wayne Mariotte	4318	"
Mr and Mrs L.R.Matthews	4527	"
Frank Roger	4721	"
George B. Roger	4721	"

I N D I A N A

Mr and Mrs W.E.Klebe and Esther	4701	Indiana
Mrs. E.H.Krull	4717	"
Mildred Dunlop	4405	"
Hattie Jones	4405	"
Mr and Mrs F.H. Fleischer	4821	"--signed for request withdrwal
Mr and Mrs C.H.Harris	4815	"
Mrs Ada Gray	4815	"
Mr and Mrs D.V.Hull	4635	"
Mrs T.J.O'Day	4615	"
Mr and Mrs E.W.Singer	4623	"
Mr and Mrs A.K.Berk	4614	"
Mr and Mrs Plinny Potts	4622	"
Mr and Mrs K.C. Bugg	4636	"
Henry Heyman	4712	"
Mr and Mrs Henry Fortener	4606	"
Fred S. Fisher	4705	"
Harold Roebuch	4422	"
Elmer Furman	4702	"

T A C O M A

D.C. McCrady	4410	Tacoma
Catherine Nolan	4517	"
Irene Johnson	4517	"
B. Welbaum	4521	"
Mrs B. Welbaum	4521	"
Mr and Mrs Gordon Reeves	4525	"
Mrs W.A. Good	4515	"
Mr and Mrs Ferd Pohlmeier	4723	"
Mr and Mrs Edward Aver	4634	"
Mr and Mrs H.C. Horn	4322	"
Mr and Mrs HK Josef	4705	"
Mr and Mrs Tim Connor	4705	"
William Good	4515	"
Eleanor Cress	4314	"
J.M. Klingenberg	4610	"
M.M. Johnson	4707	"
Mr and Mrs Paul Riedy	4328	"
Mr and Mrs Jack Lake	4430	"
Mr Walter A. Meyer	4418	"
Carl A. Ramsey	4414	"
Mrs Carl Ramsey	4414	"
Mr and Mrs H.E. Weidenhofer	4409	"
Mr and Mrs T.C. Merril	4425	"
Mr and Mrs Chas. D. Southern	4605	"
Mr and Mrs Amos Suntheimer	4611	"
SG. Johnson	4810	"
M.D., Johnson	4606	"
D. Vodermark	4601	"
Edna Underwood	4421	"
Miss John Durand	4705	"

COPY OF SIGNERS AND ADDRESSES ON REMONSTRANCE AGAINST
PASSAGE OF RESOLUTION FOR TROLLEY BUS OR STREET CAR
EXTENSION ON SOUTH WAYNE AVENUE.

Mr. J. P. Geiser	4518 So. Wayne	Miss Catherine Nolan	4517 Tacoma Ave.
Esther M. Geiser	4518 So. Wayne	Miss Irene Johnson	4517 Tacoma Ave.
Miss Ida H. Neumann	4515 So. Wayne	B. Welbaum	4521 Tacoma Ave.
Mrs. B. Welbaum	4521 Tacoma Ave.	Mrs. Gordon Reeves	4525 Tacoma Ave.
Mrs. Murray MacDonald	4522 So. Wayne	Mr. M.F. MacDonald	4522 So. Wayne
Gordon Reeves	4525 Tacoma Ave.	Mr. & Mrs. Joe Loos Jr.	4330 Pembroke
Dr. & Mrs. HW..Cook	4736 Beaver Ave.	Dr. & Mrs. RW. Wilkins	4839 Old Mill R
Walter W. Walb	4819 Old Mill Rd.	Marjorie H. Walb	4819 Old Mill Rd
Mr. & Mrs. Frank Fisher -	4443 Pembroke	Frank G. Eollman	4321 Pembroke
Edwin R. Thomas	4315 Pembroke	Ralph L. Fulton	1239 Sunset Dr.
Mr. & Mrs. Wm. Waterfield-	1232 W. Sherwood Terrace		
Mrs. Wm. A. Good	4515 Tacoma	Helene R. Foellinger	4415 Old Mill Rd
Philip P. Andrews	4708 Beaver Ave.	Dorothy M. Andrews	4708 Beaver Ave.
LaVera M. Freeman	4811 Old Mill Rd.	J.H. Freeman	4811 Old Mill Rd
R. W. Elston	1340 Westover	Mrs. Ellen Breniman	4510 So. Wayne
J. F. Sells	4122 Fairfield	Edith Edna Sells	4122 Fairfield
Fay Poinsette	4510 So. Wayne	Mrs. Ned Green	4725 Arlington
Ned Green	4725 Arlington	C. A. Wright	1007 Maxine Dr.
D. H. Hostetter	919 Maxine Dr.	Ernest R. Carlo	4633 Crestwood
Mrs. Ernest Carlo	4633 Crestwood	Mr. L. J. Tholen	4315 Beaver
Elizabeth K. McMillen-	4621 Crestwood	Genevieve Tholen	4315 Beaver
Mrs. Frank J.Kappel	4432 Arlington	Frank J. Kappel	4432 Arlington
Mrs. Lawrence C. Gase	4421 Arlington	Lawrence C. Gase	4421 Arlington
William J. Dyk	4200 So. Wayne	Mrs. Wm. J. Dyk	4200 So. Wayne
Joseph Barbieri	4701 Stratford Rd.	Mrs. Jos. Barbieri	4701 Stratford
A. Lyle Poinsette	4510 So. Wayne	Wm. A. Good	4515 Tacoma
James S. Michell	4612 Arlington	Florence Lauer	725 Pasadena Dr
Jessica Sparks	4610 Beaver Ave.	Mildred Moravec	4711 Old Mill Rd
Hazel W. Cavanaugh	4321 So. Wayne	Eleanore F. Cress	4313 Tacoma
Theresa Walsh	4417 So. Wayne	Florence Krull	4002 Tacoma
Ruth Snyder	4806 Arlington	Mrs. J. H. Baltes	4816 Beaver Ave.
H. Loeser	4601 Beaver Ave.	Mrs. H. Loeser	4601 Beaver Ave.
H. L. Soshea	930 Prange Dr.	Mrs. H. L. Soshea	930 Prange Dr.

Edwin H. Koeneman	1006 Prange Dr.	Helen Koeneman	1006 Prange Dr.
Helen Bower	1001 Prange Dr.	Dr. Juan Rodriquez	2902 Fairfield
Mrs. Juan Rodriquez	2902 Fairfield	Ernest H. Vogel	1223 Westover Rd.
Rose Vogel	1223 Westover Rd.	Lois Bailhe	1325 Sunset Drive
Gaston Bailhe	1325 Sunset Drive	Harold Koerber	1233 Sunset Drive
Mrs. Harold Koerber	1233 Sunset Drive	C. Wefel	930 Pasadena Dr.
Emma Wefel	930 Pasadena Drive	J. E. McKivergin	1227 W. Sherwood T
Freda McKivergin	1227 W. Sherwood	Mr. L. M. Nagelsen	1102 Westover Rd.
Dr. & Mrs. W. W. Duemling	-1301 Sunset	Mrs. L. M. Nagelsen	1102 Westover Rd.
Carl H. Bruns	1027 Pasadena Dr.	Helen L. Bruns	1027 Pasadena Dr.
Mrs. Bernard Kearns	903 Pasadena Dr.	Frank Rogers	4721 Beaver
Mrs. Clarence V. Knight-	1015 Pasadena	George B. Rogers	4721 Beaver
Thelma C. Hostetter	919 Maxine	Arthur E. Moravec	4711 Old Mill Rd.
H.K. Josef (owner)	4705 Tacoma	Mrs. H.K. Josef (owner)	4705 Tacoma
Mrs. Charles W. Wells	926 Maxine Dr.	Mrs. T. M. Connor	4705 Tacoma
Mildred Dunlap	4405 Indiana Ave.	Hattie Jones	4405 Indiana Ave.
Mrs. Roland Kohl	4316 Beaver Ave.	Mr. Roland Kohl	4316 Beaver Ave.
Mrs. J. W. Ferry	1107 Westover Rd.	Mr. J. W. Ferry	1107 Westover Rd.
Paul J. DeWood	4318 Buell Dr.	Mrs. Mary DeWood	4318 Buell Dr.
Mrs. Edward T. Schele	929 Prange Dr.	Mrs. Glenn L. Speelmon-	4404 Arlington
Mr. Glenn L. Speelmon	4404 Arlington	Mrs. Raymond Williams-	4405 Arlington
John B. Parker	4412 So. Wayne	Loretta B. Parker	4412 So. Wayne
Allen C. Lomont	4421 So. Wayne	Jane F. Lomont	4421 So. Wayne
Maurice Maloy	4420 Arlington	Dorothy Maloy	4420 Arlington
Mabel Flanagan	4407 Beaver	Wayne Mariotte	4318 Beaver
M. V. Ehrman	1124 Westover	Betty Ehrman	1124 Westover
L. R. Mathews	4527 Beaver	Agnes A. Mathews	4527 Beaver
Mildred Thomas	612 Pasadena	Gerald Thomas	612 Pasadena
J. P. Babcock	4429 Arlington	Mrs. V. H. Hilgemann	1155 Westover Rd.
Helen E. Hilgemann	1155 Westover Rd.	A. A. Wiesler	4223 Indiana
Dr. H. V. Wells	4231 Indiana Ave.	Mrs. Fred C. Farmer	4233 Indiana
Beatrice Wiesler	4223 Indiana	Fred C. Farmer	4233 Indiana
H. H. Roe	3212 Indiana	Alvina Roe	3212 Indiana
E. L. Auth	4401 So. Wayne	Lela F. Auth	4401 So. Wayne
Dean F. Cutshall	1017 Pasadena	Patricia Cutshall	1017 Pasadena

R. C. Parrish	4316 Pembroke	Ethel Parrish	4316 Pembroke
Sol Rothberg	924 Sherwood Ter.	David Parrish	4316 Pembroke
Paul Jellison	4428 So. Wayne	Ione Jellison	4428 So. Wayne
H. Zinn	4402 So. Wayne	Martha Zinn	4402 So. Wayne
Eleanor M. Felger	4210 Tacoma	Maurice M. Felger	4210 Tacoma
Irvin I. Weinraub, DDS-4134	Indiana	Mrs. N. G. Smoley	4218 Tacoma
Joseph Weinraub	4134 Indiana	Mrs. John Conley	4215 Indiana Ave.
John Conley	4215 Indiana	H. B. Shauk	4230 Indiana
Thomas C. Church	4420 Pembroke	Mrs. Tom. C. Church	4420 Pembroke
D. G. Mertz	1310 Sherwood Ter.	Edith H. Mertz	1310 Sherwood Ter.
Mrs. M. A. Weaver	4429 So. Wayne	Dr. Elmer Bosselmann-4502	So. Wayne
Mrs. E. Bosselmann	4502 So. Wayne	Helen F. Dannenfelser-4816	So. Wayne
Freeman G. Dannenfelser-	4816 So. Wayne	Mary L. Gruber	4811 So. Wayne
John E. Gruber	4811 So. Wayne	George R. Fann	4813 So. Wayne
Mabel M. Fann	4813 So. Wayne	Susen K. Peck	4819 So. Wayne
H. F. Krahn	4721 So. Wayne	Violet Krahn	4721 So. Wayne
Walter Strasburg	4725 S. Wayne	Mrs. W. Strasburg	4725 S. Wayne
Mrs. Otto Dobler	4131 Tacoma	Mr. Otto Dobler	4131 Tacoma
Herbert A. Keller	4613 Fairfield	E. V. Robin	4701 Arlington
Leo A. Stump	4626 Fairfield	Floyd Langdon	4613 Fairfield
Norris Smitley	4624 S. Fairfield	George F. Carey	4729 So. Wayne
Mrs. Geo. F. Carey	4729 So. Wayne	Mrs. E. H. Krull	4717 Indiana
W. C. Dunbar	4706 Arlington	Mary Louise Dunbar	4706 Arlington
Charles H. Stamm	4516 Arlington	Ida B. Gray	4516 Arlington
W. E. Frederick	4530 Arlington	Mary F. Frederick	4530 Arlington
Wilma Coil	4510 Arlington	John V. Hagan	4730 Arlington
Mrs. J. V. Hagan	4730 Arlington	Leo Mascatto	1168 Westover Rd.
Mrs. Florence Lakey	4802 So. Wayne	K. E. Lakey	4802 So. Wayne
Velma Pohlmeier	4723 Tacoma	Fred W. Pohlmeier	4723 Tacoma
Victor H. Hilgemann	1153 Westover Rd.	Fred E. Dimke	4814 Arlington
W. G. Blumenberg	4722 So. Wayne	Henry Reidenbach	4509 So. Wayne
Madeline Reidenbach	4509 So. Wayne	S. Delmont Shaffmaster-	4717 So. Wayne
Esther A. Shaffmaster	4717 So. Wayne	G. H. Spears	4726 So. Wayne
E. J. Graham	4643 Old Mill Rd.	L. W. Kuttner	4338 Drury Lane
Mrs. G. H. Spears	4726 So. Wayne	Jack B. Lake	4430 Tacoma
Mrs. Jack Lake	4430 Tacoma	Mrs. Walter H. Meyer	4418 Tacoma

Mr. Carl A. Ramsey	4414 Tacoma	Mrs. Carl A. Ramsey	4414 Tacoma
D. C. McCrady	4410 Tacoma	H. E. Widenhofer	4409 Tacoma
Mrs. H. E. Widenhofer	4409 Tacoma	F. C. Merillat	4425 Tacoma
Mrs. F. C. Merillat	4425 Tacoma	Chas. D. Southern	4605 Tacoma
Mrs. Chas. D. Southern	4605 Tacoma	T. M. Connor	4705 Tacoma
Mr. Amos Sunthimer	4611 Tacoma	Mrs. Amos Suntheimer	4611 Tacoma
Harry Green	801 Pasadena	Mrs. Harry Green	801 Pasadena
S. G. Johnson	4810 Tacoma	H. R. Saylor	4502 Arlington
Mrs. H. R. Saylor	4502 Arlington	Mrs. F. M. Burke	4502 Arlington
Mr. F. M. Burke	4502 Arlington	Frank J. Kappel	4432 Arlington
Mrs. Edward Pownall	4406 Arlington	Mr. Edward Pownall	4406 Arlington
Mrs. Geo. Buelow	4401 Arlington	Mr. Geo. Buelow	4401 Arlington
N. H. Pritchard	4409 Arlington	Mrs. J. E. Rubl	4415 Arlington
Mrs. C. J. Nichter	4417 Arlington	Mrs. H. Smith	4425 Arlington
Mr. H. Smith	4425 Arlington	A. H. Lankenau	4523 So. Wayne
Mrs. Lucille Lankenau	4523 So. Wayne	Lou Klopfenstein	4706 So. Wayne
Mildred Klopfenstein	4706 So. Wayne	El B. Lasch	1005 Pasadena
William R. Clark, M.D.	4515 Beaver	Henry Fortener	4606 Indiana
Mabel E. Fortener	4606 Indiana	Dr. T. C. Wyneken	4701 Beaver Ave.
Bertha M. Swartz	4609 So. Wayne	Arthur M. McNamara	4602 S. Wayne
Mabel G. Storall	4602 So. Wayne	Mrs. Anna J. Bower	4701 So. Wayne
K. N. Swartz	4609 So. Wayne	Florence Mellin	914 W. Sherwood
E. W. Mellin	914 W. Sherwood	Ermond P. Tickel	4711 So. Wayne
Edith Tickel	4711 So. Wayne	W. J. DeGroff	4631 So. Wayne
Elsie E. Bower	4701 So. Wayne	Tillie DeGroft	4631 So. Wayne
F. W. Bergel	4627 So. Wayne	Mrs. Floyd Bergel	4627 So. Wayne
Mrs. Art Sibley	4623 So. Wayne	Mr. Art Sibley	4623 So. Wayne
Orville J. Vance	4534 So. Wayne	Lucille Vance	4534 So. Wayne
Carl T. Riedy	4328 Tacoma	Ruth L. Riedy	4328 Tacoma
R. M. Weitz	4602 So. Wayne	P. J. Landry	4234 Tacoma
Elsa H. Landry	4234 Tacoma	Sarah Weitz	4602 So. Wayne
Frank H. Fleischer	4821 Indiana	Marion E. Fleischer	4821 Indiana
C. H. Harris	4815 Indiana	Mrs. C. H. Harris	4815 Indiana
Mrs. Ada Guy	4815 Indiana	Mr. D. V. Hull	4635 Indiana
Mrs. D. V. Hull	4635 Indiana	Mrs. T. A. O'Day	4615 Indiana
Mrs. E. W. Singer	4623 Indiana	Mr. E. W. Singer	4623 Indiana

C. E. Buhl	901 Prange	Mrs. A. L. Berk	4614 Indiana Ave.
T. Plimy Potts	4622 Indiana	Mrs. Mary N. Potts	4622 Indiana
K. C. Bugg	4636 Indiana	Betty Bugg	4636 Indiana
Henry Heymann	4712 Indiana	Martin A. Seaver	4429 So. Wayne
E. R. Crilly	915 Prange Dr.	Fred L. Fisher	4705 Indiana
Harold Bobeck	4422 Indiana	M. D. Johnson	4606 Tacoma
D. F. Vordermark	4601 Tacoma	Mrs. James Haefling	4418 So. Wayne
Mr. James Haefling	4418 So. Wayne	Darrel J. Hirschfelder-	4414 So. Wayne
Marie V. Hirschfelder	4414 So. Wayne	Bayless Swift	4308 Tacoma
Edna Underwood	4421 Tacoma	Mrs. D. A. Barnes	4332 Tacoma
C. F. Stadelman	4615 Arlington	Mrs. C. F. Stadelman	4715 Arlington
E. Carney	4522 Beaver Ave.	M. Carney	4522 Beaver Ar.
G. Carney	4522 Beaver Ave.	Walter E. Klebe	4701 Indiana
Esther A. Klebe	4701 Indiana	J. E. Maroney	4522 Arlington
Mrs. J. E. Maroney	4522 Arlington	Kay Davitt	4522 Arlington
Fred S. Ehrman	4625 S. Fairfield	Don E. Heffley	4411 Beaver Ave.
Florence E. Heffley	4411 Beaver Ave.	J. M. Huguenard	925 Prange Dr.
W. C. Popp	4626 Beaver Ave.	Mrs. W. C. Popp	4626 Beaver Ave.
Edward W. Auer	4634 Tacoma	Mrs. Edward W. Auer	4634 Tacoma
Fred J. Cron	4647 Old Mill Rd.	Clio D. Cron	4647 Old Mill Rd.
Mrs. H. C. Horn	4322 Tacoma	Horace C. Horn	4322 Tacoma
Mrs. Harold W. Grant	4729 Arlington	Harold W. Grant	4729 Arlington
J. W. Fuzzy, Jr.	4717 Arlington	Hilda E. Fuzzy	4717 Arlington
John H. Hines	1112 Westover	Arthur W. Nomina	4125 Arlington
James H. Stephenson	4622 So. Wayne	J. M. Klingenger	4610 Tacoma
Carl Foust	205 E. Maple Grove	A. Violet Martin	125 W. Lexington
Mrs. James H. Stephenson-	4622 So. Wayne	M. M. Johnson	4707 Tacoma
H. Vaughn Scott	428 W. Sherwood		

Melvin Beaver(owner) 4623 S. Wayne
 Carl H. Blessing 4326 So Wayne
 Edith Blessing 4326 So Wayne
 Bert I. Friedline 4320 S. Wayne
 Alma I Friedline 4320 S. Wayne
 Florence L. Crance 911 Pasadena
 Joseph F. Crance 911 Pasadena
 Robert Koerber, Jr. Sunset and Korte

SOUTHWOOD "F" INCORPORATED
 by Ben F. Shirk, President.
 1235 Lincoln Tower.

Mrs Charles Botteron 4509 S. Wayne
 Mr. Charles Botteron 4509 S. Wayne
 John Durand 4705 Tacoma
 Mrs. H. A. Clemens 4308 Beaver
 H.A.Clemens 4308 Beaver
 Elmer E. Fuhrman 4702 Indiana
 Myrtle E. Cashman 4316 Tacoma
 A.C. Rietdorf 4325 S. Wayne
 Velma S. Rietdorf 4325 S. Wayne.

CT